



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

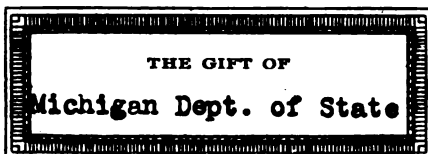
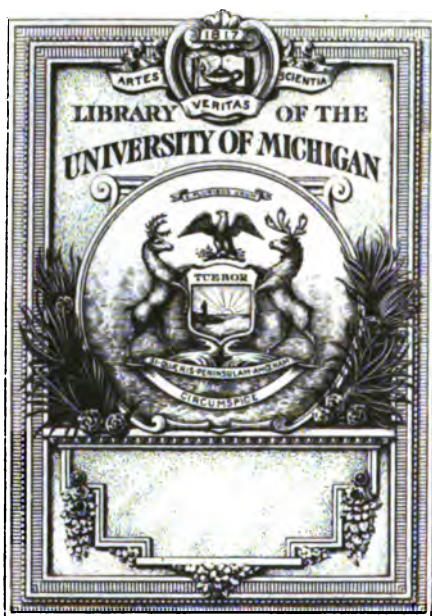
We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

About Google Book Search

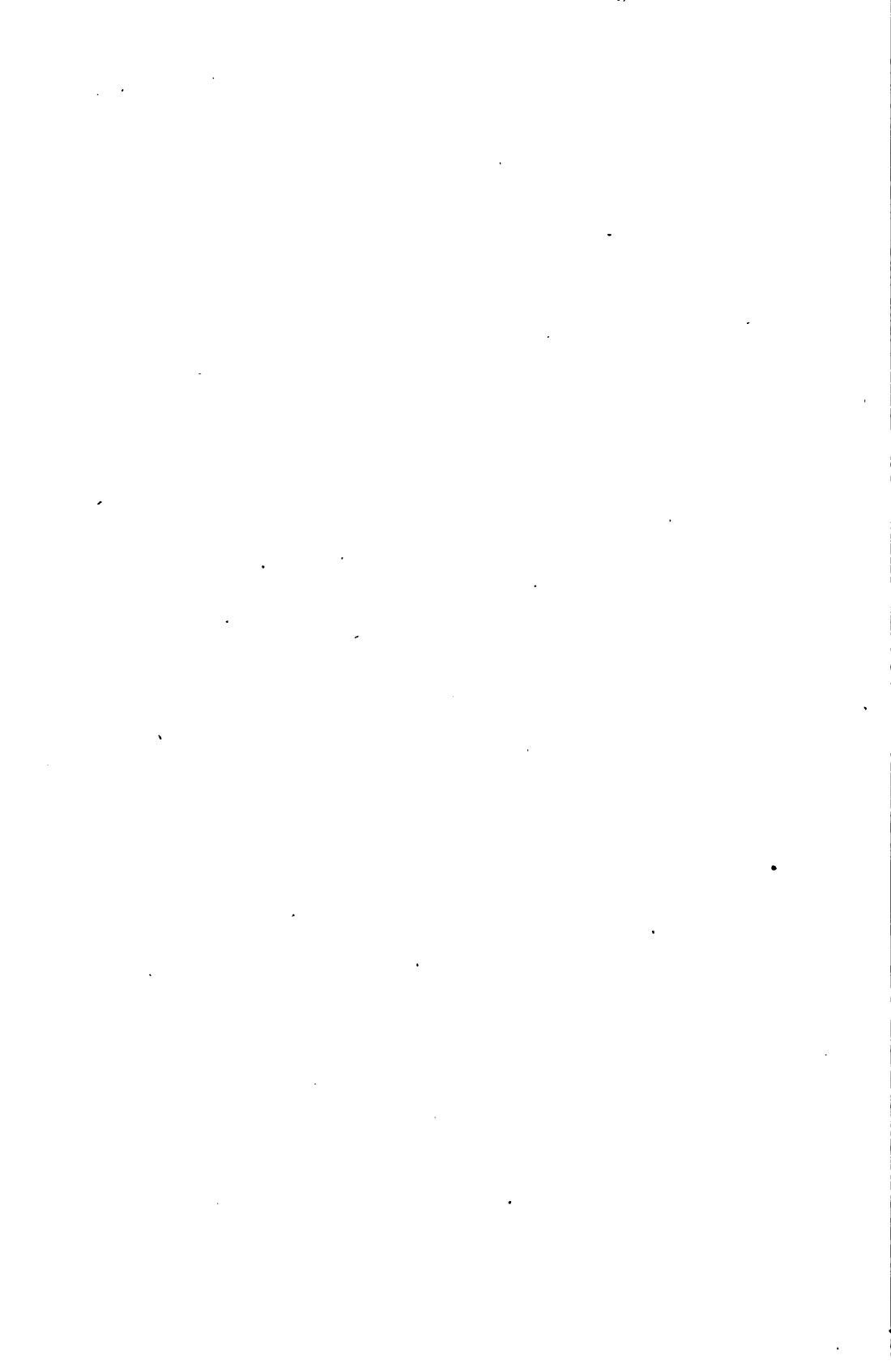
Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>

B 50880 1



J
87
, M5b

J
87
1945 MSB



JOURNAL
OF
THE SENATE
OF THE
STATE OF MICHIGAN

EXTRA SESSION,

October 7-26, 1907

Printed by virtue of an act of the Legislature
under the direction and supervision of

ELBERT V. CHILSON

Secretary of the Senate



BY AUTHORITY

LANSING, MICHIGAN
WYNKOOP HALLENBECK CRAWFORD CO., STATE PRINTERS
1907



MICHIGAN

Journal of the Senate

SPECIAL SESSION OF 1907.

FIRST DAY.

Lansing, Monday, October 7, 1907.

12 o'clock noon.

Pursuant to a proclamation issued by the Governor, Hon. Fred M. Warner, convening the Legislature in extraordinary session, the Senate convened in the Senate chamber at 12 o'clock noon and was called to order by Honorable Patrick H. Kelley, Lieutenant Governor and President of the Senate.

Religious exercises were conducted by Rev. James T. Le Gear, of Lansing.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Bland, Cady, Carton, Edinborough, Ely, Fuller, Fyfe, Jenks, Kane, Keyes, Linsley, Lugers, MacKay, Martindale, Ming, Moriarty, Peek, Seeley, Smith, Tuttle, Wetmore, Whitney, Yeomans—23.

The following Senators were absent without leave: Messrs. Allen, Bates, Cropsey, Fairbanks, Kinnane, Kline, McKay, Russell, Traver—9.

Mr. Martindale asked and obtained leave of absence for Mr. Traver from today's session, on account of sickness in his family.

Mr. Fyfe moved that the other absentees be excused from today's session.

The motion prevailed.

Mr. Tuttle asked and obtained leave of absence for Mr. Kinnane from tomorrow's session.

The proclamation, communicated to the Senate by the Secretary of State, was read by the Secretary of the Senate, and is as follows:

To Elbert V. Chilson,
Secretary of the Senate.

I, Clarence J. Mears, Deputy Secretary of State of the state of Michigan and custodian of the great seal of the state, hereby certify that the following is a true and correct transcript of a proclamation issued by

the Governor convening an extra session of the Legislature, the original of which is on file in this office.

(Seal)

In witness whereof, I have hereto affixed my signature and the Great Seal of the state, at Lansing, this seventh day of October, in the year of our Lord, nineteen hundred and seven.

CLARENCE J. MEARS,
Deputy Secretary of State.

State of Michigan
Executive Office
Lansing

Sept. 21, 1907.

To All Whom It May Concern, Greeting:

Section seven of article five of the constitution of the state of Michigan empowers the Governor to convene the Legislature on extraordinary occasions.

At the last regular session of the Legislature the Senate and the House disagreed regarding the bill making appropriation for the maintenance of the Central Michigan Normal School for the ensuing two years, as well as for improvements at that institution. The contention was raised after the Legislature adjourned that the bill as signed by the Governor was not the bill that passed the House and Senate and was, therefore, void, thus depriving the school of funds for maintenance and necessary betterments.

The people of the state are almost a unit in demanding that all candidates for public office who are voted for by the primary system shall be selected by the people and under no circumstances by a delegate convention. The existing law in Michigan makes this provision for all candidates, save those for Governor and Lieutenant Governor. At its recent session the Legislature failed to make a number of changes in the law which the people of the state desire. These universally desired changes should be made before another general election is held in Michigan.

The Legislature alone can supply the needed remedies.

Regarding the situation as extraordinary and as demanding immediate attention, I hereby call the Legislature of the state of Michigan to meet in extraordinary session on Monday, the seventh day of October, 1907, at twelve o'clock, noon, of that day to consider such matters as shall be submitted by the Governor by special message.

(Seal)

Given under my hand and the Great Seal of Michigan, at the Capitol in Lansing, this twenty-first day of September, in the year of our Lord, one thousand nine hundred and seven, and of the independence of the United States of America the one hundred and thirty-second.

FRED M. WARNER,
Governor.

By the Governor:

Clarence J. Mears,
Deputy Secretary of State.

By unanimous consent the Senate took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Moriarty offered the following resolution:

Senate resolution No. 1.

Resolved, That the President be authorized to appoint a committee of three to wait upon the Governor and inform him that the Senate is now in session and ready to receive any communication he may desire to make.

The resolution was adopted.

The President appointed as such committee, Messrs. Moriarty, Jenks and Seeley.

Mr. Cady offered the following resolution:

Senate resolution No. 2.

Resolved, That the President be authorized to appoint a committee of three to wait upon the House of Representatives and inform that body that the Senate is now in session and ready to proceed with business.

The resolution was adopted.

The President appointed as such committee, Messrs. Cady, Bland and Ming.

Mr. Peek offered the following resolution:

Senate resolution No. 3.

Resolved, That Daniel Wilson be appointed assistant keeper of the cloak room for the special session.

The resolution was adopted.

Mr. Keyes offered the following resolution:

Senate resolution No. 4.

Resolved, That the Secretary of the Senate be instructed to draw orders for mileage in accordance with the report of the Committee on Mileage at the regular session of 1907, excepting such as may not be entitled thereto.

The resolution was adopted.

Mr. Fyfe moved that the Senate take a recess until 12:30 o'clock p. m. The motion prevailed, the time being 12:15 o'clock p. m.

AFTER RECESS.

12:30 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

The committee appointed by the President to inform the Governor that the Senate had completed its organization, and was ready to receive any communication that he desired to make, reported that the Governor would communicate with the Senate at the joint convention to be held at an hour yet to be agreed upon.

The report was accepted and the committee discharged.

The committee appointed by the President to inform the House that the Senate had completed its organization and was ready for the transaction of business, reported that it had performed the duty assigned to it.

The report was accepted and the committee discharged.

Mr. Fyfe moved that the Senate take a recess until 2:30 o'clock p. m.
The motion prevailed, the time being 12:35 o'clock p. m.

AFTER RECESS.

2:30 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

Messrs. Bates, Fairbanks, Kline and Russell entered the Senate chamber and took their seats.

The Sergeant-at-Arms announced a committee of the House who informed the Senate that the House was organized and ready to proceed with business.

By unanimous consent the Senate took up the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,
Oct. 7, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 4.

Resolved, by the House (the Senate concurring), That the Clerk of the House and the Secretary of the Senate be instructed to mail copies of the daily journal to such persons as received them during the regular session of the Legislature, according to the several mailing lists furnished by members thereof, subject to such changes and corrections as may be desirable; and that the amount of postage on such copies of said journals so sent out shall be paid by the State Treasurer on the warrant of the Auditor General on the presentation of bills duly certified by the Clerk of the House or the Secretary of the Senate showing that such stamps have been purchased and used only for the payment of postage in mailing copies of the journal hereby ordered to be distributed;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,
The resolution was adopted.

The following message from the House was also received and read:

House of Representatives,
Oct. 7, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 7.

Resolved, by the House (the Senate concurring), That the two Houses of the Legislature meet in joint Convention today, October seventh, at 3 o'clock p. m. to receive the message of the governor;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,
The resolution was adopted.

By unanimous consent the Senate took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Smith offered the following resolution:

Senate resolution No. 5.

Resolved, That Ira J. Bradner be appointed a committee clerk and assistant mailing clerk for the special session.

The resolution was adopted.

Mr. Keyes moved that the Senate take a recess until 2:55 o'clock p. m. The motion prevailed, the time being 2:35 o'clock p. m.

AFTER RECESS.

2:55 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

The Sergeant-at-Arms announced a committee of the House who informed the Senate that the House was ready to meet the Senate in joint convention to receive the Governor's message.

The President announced that the hour had arrived for the meeting of the two Houses in joint convention to receive the message of the Governor.

The Senate then proceeded to the hall of the House of Representatives to meet the House in joint convention.

(For proceedings in joint convention see House Journal.)

The Senate returned to the Senate chamber, the time being 3:35 o'clock p. m., and was called to order by the President.

The President announced that the Senate had met the House in joint convention and had received the message of the Governor.

Mr. Allen entered the Senate chamber and took his seat.

Mr. Fyfe moved that the rules be suspended and that the Senate take up the order of introduction of bills.

The motion prevailed, two-thirds of all the Senators present voting therefor.

INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 1, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

Mr. Edinborough introduced

Senate bill No. 2, entitled

A bill to regulate the employment of legislative lobby counsel and agents and to provide for the return of legislative expenses.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on State Affairs.

By unanimous consent the Senate took up the order of

MOTIONS AND RESOLUTIONS.

Mr. MacKay offered the following resolution:

Senate resolution No. 6.

Resolved. That the daily sessions of the Senate commence at 2 o'clock p. m.

The resolution was adopted.

Mr. Martindale moved that the Senate adjourn.

The motion prevailed, the time being 3:41 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,
Secretary of the Senate.



SECOND DAY.

Lansing, Tuesday, October 8, 1907.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Edinborough, Ely, Fairbanks, Fuller, Fyfe, Jenks, Kane, Keyes, Kline, Linsley, Lugers, MacKay, Martindale, Ming, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Wetmore, Whitney, Yeomans.—29.

The following Senator was absent with leave—Mr. Kinnane.

The following Senators were absent without leave, Messrs. Cropsey, McKay.—2.

Mr. MacKay moved that leaves of absence be granted the absentees from to-day's session.

The motion prevailed.

By unanimous consent the Senate took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Allen moved that Senatè Rule No. 12 be suspended for today's session.

The motion prevailed, two-thirds of all the Senators present voting therefor.

Mr. Fyfe. moved that the Senate take a recess until 2:35 o'clock p. m. The motion prevailed, the time being 2:05 o'clock p. m.

AFTER RECESS.

2:35 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.
The Senate resumed the order of

MOTIONS AND RESOLUTIONS.

Mr. Carton offered the following resolution:
Senate resolution No. 7.

Resolved, That Charles Rush, messenger, be allowed the same mileage as at the opening of the regular session of 1907, and that an order for the same be drawn by the Secretary.

The question being on the adoption of the resolution,
The resolution was adopted.

Mr. Edinborough offered the following resolution:
Senate resolution No. 8.

Resolved, That Benjamin H. Landsberg be appointed telephone messenger for the special session.

The question being on the adoption of the resolution,
The resolution was adopted.

Mr. Fyfe moved that the Senate take a recess until 3:15 o'clock p. m.
The motion prevailed, the time being 2:45 o'clock p. m.

AFTER RECESS.

3:15 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

By unanimous consent the Senate took up the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 1 (file No. 1) entitled:

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof;

With the accompanying substitute therefor entitled:

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

Recommended that the substitute be concurred in and that the bill, as substituted pass.

ANDREW FYFE,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Fyfe moved that the Senate concur in the adoption of the substitute reported by the committee.

The motion prevailed.

Mr. Fyfe moved that the bill be made a special order for tomorrow, October 9, at 2:15 o'clock p. m.

The motion prevailed, two-thirds of all the Senators present voting therefor.

By unanimous consent the Senate took up the order of

REPORTS OF SELECT COMMITTEES.

The select committee appointed to consider the subject of mileage of the members and employes of the Senate, submit the following report and recommend that mileage be allowed as follows:

Senators.	Miles.
Allen	100
Bates	162
Bland	176
Cady	234
Carton	278
Cropsey	140
Edinborough	178
Ely	130
Fairbanks	330
Fuller	1140
Fyfe	136
Jenks	370
Kane	168

Senators.	Miles.
Keyes	60
Kinnane	208
Kline	126
Linsley	212
Lugers	182
MacKay	176
McKay	228
Martindale	176
Ming	488
Moriarty	1200
Peek	78
Russell	144
Seeley	156
Smith	1050
Traver	190
Tuttle	44
Wetmore	326
Whitney	172
Yeomans	76

Employees.	Miles.
George N. Jones, Sergeant-at-Arms.....	284
Perley F. Becker, Assistant Sergeant-at-Arms.....	122
J. H. Newmark, Assistant Secretary.....	648
Ralph V. Fuller, Financial Clerk	1140
Belle Cross, Proof Reader	208
Marie E. Plain, Senate Stenographer.....	1200
Lillian Archer, Secretary's Stenographer.....	176
William Thompson, Cloak Room Keeper.....	176
Daniel Wilson, Assistant Cloak Room Keeper.....	78
Emil Olander, Janitor.....	326
Willis C. Fox, Janitor	80
John Campbell, Janitor	330
Charles Heuer, Janitor.....	130
John Kelsey, Janitor	126
Samuel Rogers, Janitor	178
Anna Latreille, Janitress	178
R. D. Leisenring, Document Room Keeper	40
Ira J. Bradner, Committee Clerk	178
J. A. Brusselbach, Committee Clerk	20
J. A. Sprague, Postmaster	136
Nathan Simpson, President's Messenger	272
Bernard Epstein, Messenger	176
Joseph Marrin, Messenger	136
Teddy Ming, Messenger	488
Clifton Woodry, Messenger	156
Arthur Allen, Messenger	100
Charles Rush, Messenger	168
Benj. H. Landsberg, Telephone Messenger.....	194

K. D. KEYES,
Chairman.

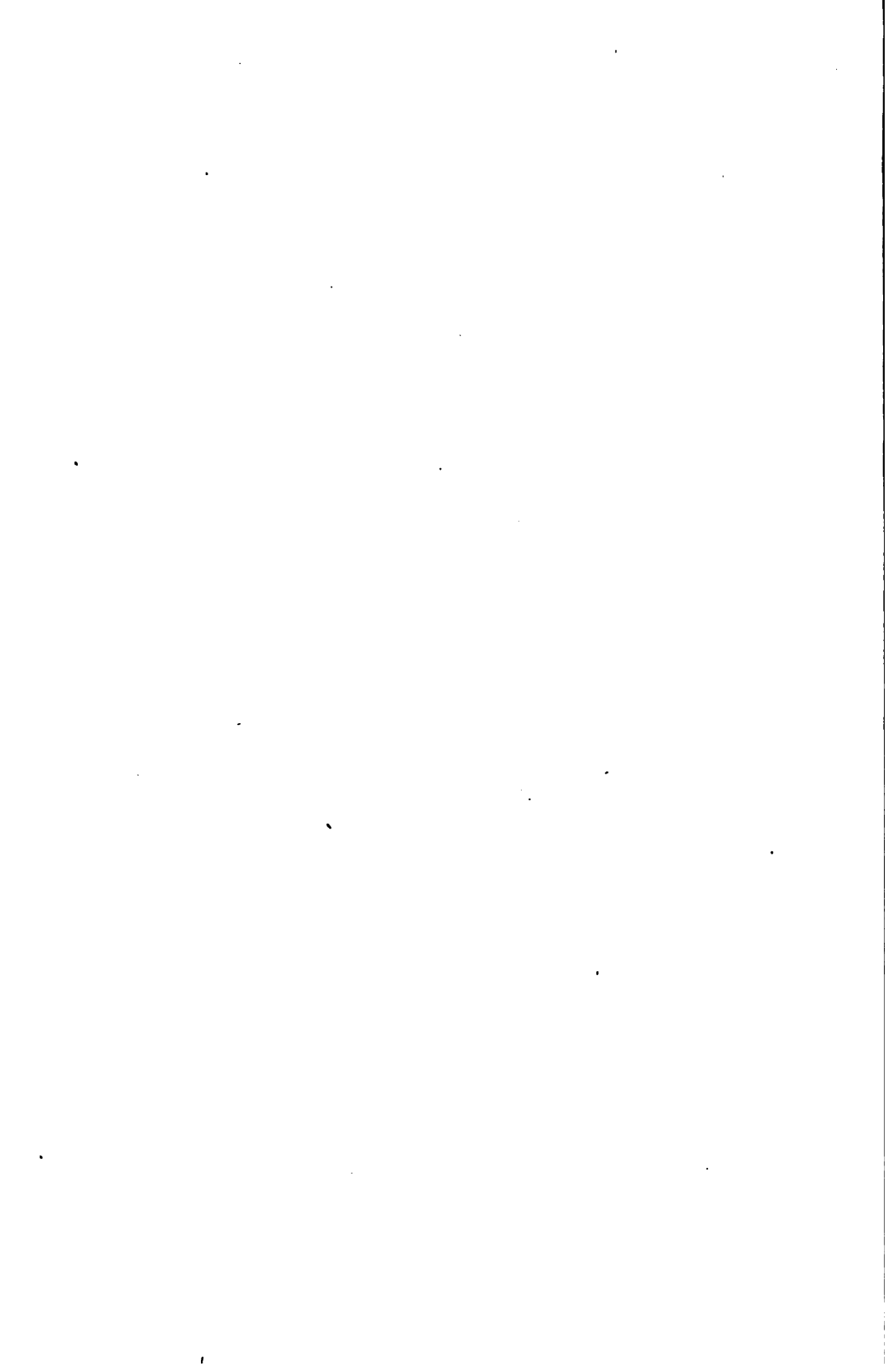
The report was accepted and adopted.

Mr. Cady moved that the Senate adjourn.

The motion prevailed, the time being 3:23 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,
Secretary of the Senate.



THIRD DAY.

Lansing, Wednesday, October 9, 1907.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. J. A. Sprague of Kalamazoo.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Cropsey, Edinborough, Ely, Fairbanks, Fuller, Fyfe, Jenks, Kane, Keyes, Kinnane, Kline, Linsley, Lugers, MacKay, McKay, Martindale, Ming, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Wetmore, Whitney, Yeomans—31.

The following Senator was absent without leave: Mr. Carton.

Mr. Fyfe moved that leave of absence be granted the absentee from today's session.

The motion prevailed.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office, Lansing,
October 9, 1907.

To the President of the Senate:

Sir:—I hereby nominate George Clapperton, of Grand Rapids, Kent county, as member of The Board of Corrections and Charities, for the unexpired portion of the term ending December 31, 1908.

I also nominate Collins H. Johnson, of Grand Rapids, Kent county, as member of the Board of Trustees, State Sanatorium, for the term of six years, from and after September 1, 1907.

I also nominate Frank R. Gray, of Clare, Clare county, as member of the Board of Trustees, State Sanatorium, for the term of six years, from and after September 1, 1907.

I also nominate Cassius L. Glasgow, of Nashville, Barry county, as member of the Michigan Railroad Commission, for the term ending January 15, 1909.

I also nominate George W. Dickinson, of Pontiac, Oakland county, as member of the Michigan Railroad Commission, for the term ending January 15, 1909.

I also nominate James Scully, of Ionia, Ionia county, as member of the Michigan Railroad Commission, for the term ending January 15, 1909.

I also nominate William J. Kay, of Lapeer, Lapeer county, as member of the Board of Trustees, Eastern Michigan Asylum, for the unexpired portion of the term ending December 31, 1908.

I also nominate Charles W. Nash, of Flint, Genesee county, as member of the State Court of Mediation and Arbitration, for the unexpired portion of the term ending May 26, 1908.

Very respectfully,

FRED M. WARNER,
Governor.

All of the nominations with the exception of that of Cassius L. Glasgow, were referred to the Committee on Executive Business.

Mr. Keyes moved that the nomination of Cassius L. Glasgow of Nashville, Barry county, as a member of the Michigan Railroad Commission for the term ending January 15, 1909, be confirmed in open session.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Senate then confirmed the above nomination to office, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fuller	Mr. Lugers	Mr. Seeley	
Bates	Fyfe	MacKay	Smith	
Bland	Jenks	McKay	Traver	
Cady	Kane	Martindale	Tuttle	
Cropsey	Keyes	Ming	Wetmore	
Edinborough	Kinnane	Moriarty	Whitney	
Ely	Kline	Peek	Yeomans	
Fairbanks	Linsley	Russell		31

NAYS.

0

MOTIONS AND RESOLUTIONS.

Mr. Smith offered the following resolution:

Senate resolution No. 9.

Resolved, That Grace McArron, Senate proofreader, be summoned for the special session.

The question being on the adoption of the resolution,

The resolution was adopted.

Senator Carton entered the Senate Chamber and took his seat.

SPECIAL ORDER.

2:15 o'clock p. m.

The President announced that the hour had arrived for the special order and laid before the Senate

Senate substitute for Senate bill No. 1 (file No. 1), entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905.

Mr. Seeley moved that the Senate resolve itself into the committee of the whole on the special order.

The motion prevailed.

The President called Mr. Fuller to the chair.

After some time spent therein, the committee arose and through their chairman made the following report:

The committee of the whole have had under consideration the above entitled bill,

Have made certain amendments thereto, and have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

O. B. FULLER,
Chairman.

The question being on concurring in the amendments made to the bill named in the report,

Mr. Fyfe demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Smith
Carton	Keyes	McKay	Traver
Cropsey	Kinnane	Moriarty	Tuttle
Jenks	Linsley	Peek	Whitney

16

The Secretary announced that sixteen of the Senators had voted "yea," and that sixteen of the Senators had voted "nay."

Whereupon the President voted "yea," and declared the amendments concurred in.

The bill was then placed on the order of Third Reading of Bills.

THIRD READING OF BILLS.

Senate substitute for Senate bill No. 1 (file No. 1), entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

Was read a third time and not passed, a majority of all the Senators-elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Smith
Carton	Keyes	McKay	Traver
Cropsey	Kinnane	Moriarty	Tuttle
Jenks	Linsley	Peek	Whitney

16

Mr. Fyfe moved to reconsider the vote by which the Senate refused to pass the above entitled bill, and on which motion he demanded the yeas and nays.

The motion made by Mr. Fyfe then prevailed, a majority of the Senators-present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Russell
Bates	Fuller	Lugers	Seeley
Bland	Fyfe	MacKay	Traver
Cady	Jenks	Martindale	Tuttle
Carton	Kane	Ming	Wetmore
Cropsey	Keyes	Moriarty	Whitney
Edinborough	Kinnane	Peek	Yeomans
Ely	Kline		

30

NAYS.

0

The question being on the passage of the bill,
Mr. Fyfe moved that the bill be re-referred to the Committee on Elections.

The motion prevailed.

By unanimous consent the Senate took up the order of

INTRODUCTION OF BILLS.

Mr. Allen introduced

Senate bill No. 3, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

Mr. Bland introduced

Senate bill No. 4, entitled

A bill relative to the nomination of party candidates for certain public offices.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Elections.

By unanimous consent the Senate took up the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,
October 9, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 3, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1908, and June 30, 1909, and for building and special purposes for said institution for the fiscal year ending June 30, 1909, and to provide a tax to meet the same;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title.

Mr. Bland moved that the rules be suspended and that the bill be referred to the Committee on Finance and Appropriations.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The following message from the House was also received and read :

House of Representatives,
October 9, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 10.

Resolved by the House (the Senate concurring), That when the Legislature adjourns Thursday, October tenth, it stand adjourned until Monday, October fourteenth, at 9 o'clock p. m.;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,
The resolution was adopted.

The following message from the House was also received and read :

House of Representatives,
October 9, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 9.

Whereas, The Michigan Pioneer and Historical Society has just completed and published the thirty-fifth volume of its historical collections and researches, containing many valuable and elegantly written papers on important subjects, with many portraits and pictures of great value and interest, and copies of this volume have been presented to the members,

Resolved by the House (the Senate concurring), That the Legislature congratulates the Michigan Pioneer and Historical Society on this collection of instructive papers, the evidence of its earnest and devoted work, and that we commend the society and its work to the consideration and support of all citizens of Michigan;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,
The resolution was adopted.

Mr. Kane moved that the Senate take a recess until 5:25 o'clock p. m.
The motion prevailed, the time being 5:20 o'clock p. m.

AFTER RECESS.

5:25 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

By unanimous consent the Senate returned to the order of.

MOTIONS AND RESOLUTIONS.

Mr. Seeley moved that when the Senate adjourns today, it stand adjourned until tomorrow at 9 o'clock a. m.
The motion prevailed.

Mr. Wetmore moved to reconsider the vote by which the Senate to-day concurred in the adoption of House resolution No. 10, providing for the adjournment of the Legislature from October 10th to October 14th; on which motion he demanded the yeas and nays.

The motion made by Mr. Wetmore then prevailed, a majority of the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Cropsey	Mr. Kinnane	Mr. Seeley
Bates	Fuller	Lugers	Tuttle
Bland	Fyfe	Martindale	Wetmore
Carton	Keyes	Ming	Yeomans

16

NAYS.

Mr. Kline	Mr. Russell	Mr. Traver	Mr. Whitney
MacKay	Smith		

6

The question being on concurring in the adoption of the resolution, Mr. Wetmore moved that the resolution be laid on the table,
The motion prevailed.

By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Finance and Appropriations:
The Committee on Finance and Appropriations report
House bill No. 3, entitled

A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1908, and June 30, 1909, and for building and special purposes for said institution for the fiscal year ending June 30, 1909, and to provide a tax to meet the same;

With the recommendation that the bill pass.

CHARLES SMITH,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Smith moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Russell
Bates	Fuller	Lugers	Seeley
Bland	Fyfe	MacKay	Smith
Cady	Jenks	McKay	Traver
Carton	Kane	Martindale	Tuttle
Cropsey	Keyes	Ming	Wetmore
Edinborough	Kinnane	Moriarty	Whitney
Ely	Kline	Peek	Yeomans

32

NAYS.

0

The title of the bill was agreed to.

Mr. Kane moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

Mr. Martindale moved that the Senate adjourn.

The motion prevailed, the time being 5:36 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 9 o'clock a. m.

ELBERT V. CHILSON,
Secretary of the Senate.

FOURTH DAY.

Lansing, Thursday, October 10, 1907.

9 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Cropsey, Edinborough, Ely, Fuller, Fyfe, Jenks, Kane, Keyes, Kinnane, Linsley, MacKay, Martindale, Ming, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Wetmore, Whitney, Yeomans.—28.

The following Senators were absent without leave: Messrs. Fairbanks, Kline, Lugers, McKay.—4.

Mr. Russell moved that leaves of absence be granted to the absentees from today's session.

The motion prevailed.

By unanimous consent the Senate took up the order of

MOTIONS AND RESOLUTIONS.

Mr. Martindale moved to take from the table House resolution No. 10.

Resolved by the House (the Senate concurring), That when the Legislature adjourns Thursday, October tenth, it stand adjourned until Monday, October fourteenth, at 9 o'clock p. m.

The motion prevailed.

The question being on concurring in the adoption of the resolution, The resolution was adopted.

The Senate resumed the regular order of business.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,
Lansing, October 10, 1907.

To the President of the Senate:—

Sir:—In addition to the matters to which your attention was directed in the message read by me to the Joint Convention this week, I desire to submit certain other matters for your consideration at this extra session, believing that the best interests of the people of Michigan demand the enactment of the legislation suggested.

At the commencement of your regular session I recommended that the law be amended so as to prohibit express companies from including ocean mileage in the computation on which the assessment of such companies is based. The report of the Board of State Tax Commissioners shows that those companies last year claimed the benefit of 137,390 miles of ocean mileage and that investigation disclosed the fact that one of these claimed ocean routes 11,000 miles in extent earned less than \$500 for the year in which the report was made. Considered on a mileage basis the actual value of this water route basis was only one-sixtieth of that of the land routes. The average valuation of the property of these companies, ocean mileage considered, is \$49.62 for each mile reported and the total assessed value in this state is but \$292,045. If the ocean mileage is disregarded the average valuation is \$184.86 per mile and the total assessed valuation \$968,278.

According to the report of the board above mentioned, "The average earnings per mile in Michigan for the year were approximately \$125, while the average earnings of the ocean mileage would be only about \$6 per mile. Still, in determining the value of assessable property in Michigan, it is claimed that \$6,817,291 worth of property should be said to have a situs in the Atlantic ocean somewhere between New York and Cape Town and escape taxation in any form. * * * No other conclusion can be drawn if all states were to tax the property of express companies under a law similar to our own."

The commissioners wisely conclude that no such possibility was intended by the framers of our statute on this subject. I heartily concur in the suggestion of the commissioners that the law be amended so as to provide for ascertaining the exact relation which oceanic traffic bears to that conducted by rail, giving the assessing board discretion to determine what weight should be given to earnings on water routes in fixing the valuation of the property of express companies in this state for taxation purposes, and thus secure to the state that just proportion of taxes from such companies which is its due.

I would also recommend legislation relative to the taxation of car loaning and other companies owning, leasing, running or operating any cars not the property of railroad companies. This should be done in such a way as to make these companies bear their just proportion of taxation.

Over-capitalization of railroad companies is an evil that should be guarded against. It is to be regretted that Michigan has no law that will prevent resort to this method of defrauding the people and in some

instances bankrupting the companies themselves. Stock jobbing and stock watering schemes should, in the interest of both the public and the corporations themselves, be prevented by legislation. These unhealthy and financially unsound methods of manipulation in the interests of the few not only defraud the general public by taking from it unwarranted tolls, but it most seriously cripples the facilities and service of these public service corporations. As a distinguished authority recently said, "The paramount demand is that through the improper issue of securities there shall not be provided a motive for crippling the public service or a basis for demanding extortionate returns. The power of the State should be exercised to compel respect for the public interest."

It is not necessary at this time to recount the history of recent legislation, but an examination of bills that were presented for consideration at the last regular session of your honorable body will show that a section designed to remedy the evil here referred to was eliminated from these measures. I, therefore, recommend that legislation be enacted that will bring this matter under state control or supervision.

Justice to all our people demands that a change be made in the method of taxing certain classes of property in this state. These classes of property are now specially favored by being taxed under a different system than the property of other citizens and corporations. I have reference to the property of telegraph and telephone companies which now pays a specific tax based upon earnings. This system of taxation was at one time quite generally adhered to in taxing the property of corporations in Michigan. In recent years, however, it has become the policy of the state to tax the property of corporations as other property is taxed. Because of this fact I recommended in the message submitted to you in January last that the property of telegraph and telephone companies be taxed under the ad valorem system. We should deal with all of these corporations fairly and alike. The right of appeal and review accorded the farmer and the manufacturer should be accorded the railroad, the telegraph and the telephone companies, but these companies should have no special system for determining the value of their property for assessment purposes. I earnestly recommend the enactment of a law providing for the assessment and taxation of the property of telegraph and telephone companies by the ad valorem system and for the payment by such companies of the average rate of taxation paid by the other property of the state.

The juvenile court law enacted at your regular session was believed to be an advance step in the treatment of wayward boys and girls. While the question of its constitutionality has not been passed upon by the supreme court, it is believed to be gravely defective. Acting upon the advice of the Attorney General most of the probate courts of the state have refrained from acting under its provisions. Although Michigan was a pioneer in the establishment of an institution for the care and maintenance of dependent children and now has model institutions for the discipline and reclamation of the older boys and girls who have drifted into waywardness and crime, it has been less progressive than some states in the enactment of legislation designed to keep these youths from becoming criminals. The law embodies many excellent provisions

and I recommend its amendment with a view to remedying the defects pointed out by the chief law officer of the state.

I also recommend that the law governing the Michigan National Guard be amended in a manner that will permit officers and privates to be remunerated for attendance upon drills and provide for state aid in the erection of armories for local organizations of the Michigan National Guard, these amendments to be along the lines of the provisions of the bill passed at your regular session and subsequently found to be fatally defective.

Within the past few days my attention has been called to the fact that, under the wording of the law governing the conduct of the Michigan Soldiers' Home, there are a number of faithful soldiers of the civil war now residents of Michigan who are not eligible to admission to that institution, the result being that not a few of these gallant men who promptly and bravely responded to the call of their country in its time of need are now inmates of county houses. This is a situation which should not be tolerated, it being repugnant to the grateful people of Michigan who believe these brave men should be properly and generously cared for in their declining years. The law in question contains the following provision:

"Provided, That no applicant shall be admitted to said Home unless he served in a Michigan regiment or was accredited to the state of Michigan, or was a resident of the state of Michigan, in case of his serving in the Mexican war or the war of the rebellion, for one year prior to June 5, eighteen hundred eighty-five; if serving in the Spanish-American war, for one year prior to May two, eighteen hundred ninety-nine; if serving in the war of the Philippines, for one year next preceding the date of the passage of this act."

This requires a residence of twenty-three years in our state before a veteran of the civil war would be entitled to the privileges of our Soldiers' Home, and a residence of eight years in the case of a veteran of the Spanish-American war. I earnestly recommend that this law be amended so as to make eligible to admission to the Home all such soldiers as have been residents of the State of Michigan for a period of five years prior to the date of making application for admission.

Any amendment to any election or primary law which will improve, simplify or facilitate the plan of conducting our elections will have my approval.

Respectfully submitted,
FRED M. WARNER,
Governor.

MOTIONS AND RESOLUTIONS.

Mr. Kane offered the following resolution:

Senate resolution No. 10.

Resolved, That Charles Rush be appointed a messenger for the special session.

The question being on the adoption of the resolution,

Mr. Wetmore demanded the yeas and nays.

The resolution was then adopted, a majority of the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Cady	Mr. Kane	Mr. Martindale	Mr. Smith
Carton	Keyes	Ming	Traver
Cropsey	Kinnane	Moriarty	Tuttle
Edinburgh	MacKay	Peek	Whitney
Jenks			

17

NAYS.

Mr. Allen	Mr. Ely	Mr. Russell	Mr. Wetmore
Bates	Fuller	Seeley	Yeomans
Bland	Fyfe		

10

Mr. Fyfe offered the following resolution:

Senate resolution No. 11.

Resolved, That it is the sense of the Senate that all primary election bills to be considered at this session of the Legislature shall be introduced not later than Monday night, next, and that an agreement be reached among the Senators to fix a time for further consideration of primary election matters as soon thereafter as possible.

The question being on the adoption of the resolution,

Mr. Allen moved to amend the resolution by striking out in line 3, the word "Monday," and inserting in lieu thereof the word "Tuesday."

The question being on the adoption of the amendment,

Mr. MacKay offered the following as a substitute:

Resolved, That it is the sense of the Senate that all primary election bills to be considered at this session of the Legislature shall be introduced not later than Thursday, October 10, and that an agreement be reached among the Senators to fix a time for further consideration of primary election matters as soon thereafter as possible.

Pending which,

Mr. Bland moved that the resolution be laid on the table.

On which motion Mr. Wetmore demanded the yeas and nays.

The motion made by Mr. Bland then prevailed, a majority of the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bates	Mr. Ely	Mr. Keyes	Mr. Smith
Bland	Fuller	Martindale	Traver
Cady	Jenks	Moriarty	Tuttle
Carton	Kane	Russell	Whitney

16

NAYS.

Mr. Allen	Mr. Fyfe	Mr. Seeley	Mr. Yeomans
Edinburgh	Ming	Wetmore	

7

INTRODUCTION OF BILLS.

Mr. Bland introduced

Senate bill No. 5, entitled

A bill to repeal section twenty-five and to amend sections ten, twenty-

seven, fifty-three and fifty-eight of act number two hundred four of the Public Acts of 1901 as amended by act number 111 of the Public Acts of 1905, entitled, "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act."

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Military Affairs.

Mr. Bland introduced

Senate bill No. 6, entitled

A bill to amend the title and sections 4, 5, 6, 8, 9, 10, 13, 14 and 18 of act number 282 of the Public Acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a State Board of Assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act."

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Taxation.

Mr. Ely introduced

Senate bill No. 7, entitled

A bill to amend section 11 of act number 152 of the Public Acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors, and marines in the State of Michigan," said section being compiler's section 2062 of the Compiled Laws of 1897, and having been last amended by act number 25 of the Public Acts of 1901.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Soldiers' Home.

Mr. Wetmore introduced

Senate bill No. 8, entitled

A bill to amend sections 4, 5, 6, 8, 9, 10, 13 and 14 of act number 282 of the Public Acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a State Board of Assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act."

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Railroads.

Mr. Cropsey introduced

Senate bill No. 9, entitled

A bill to define, and to regulate the treatment and control of, dependent, neglected and delinquent children; to prescribe the jurisdiction of the probate courts and the powers, duties and compensation of the probate judges with regard thereto; to provide for the appointment of county agents and probation officers and to prescribe their powers, duties and compensation.

The bill was read a first and second time by its title, ordered printed and referred to the Committee on Judiciary.

Mr. Fuller moved that the Senate resolve itself into

EXECUTIVE SESSION.

The motion prevailed, the time being 9:40 o'clock a. m.

The executive session closed, the time being 9:45 o'clock a. m.

Mr. Fyfe moved that the Senate adjourn.

The motion prevailed, the time being 9:48 o'clock a. m.

The President declared the Senate adjourned until Monday, October 14, at 9 o'clock p. m.

ELBERT V. CHILSON,
Secretary of the Senate.

FIFTH DAY.

Lansing, Monday, October 14, 1907.

9 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Cropsey, Edinborough, Ely, Fuller, Fyfe, Jenks, Kane, Keyes, Kinnane, Kline, Linsley, MacKay, Martindale, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Wetmore.—26.

The following Senators were absent without leave: Messrs. Fairbanks, Lugers, McKay, Ming, Whitney, Yeomans.—6.

Mr. Russell moved that leaves of absence be granted to the absentees from today's session.

The motion prevailed.

Mr. Fyfe moved that the Senate adjourn.

The motion prevailed, the time being 9:03 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,
Secretary of the Senate.

SIXTH DAY.

Lansing, Tuesday, October 15, 1907.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev. J. A. Sprague of Kalamazoo.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Edinborough, Ely, Fairbanks, Fuller, Fyfe, Jenks, Kane, Keyes, Kinnane, Kline, Linsley, Lugers, MacKay, Martindale, Ming, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Yeomans.—28.

The following Senators were absent without leave: Messrs. Cropsey, McKay, Wetmore, Whitney.—4.

Mr. Traver moved that leaves of absence be granted the absentees from today's session.

The motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Kane offered the following resolution:

Senate resolution No. 12.

Whereas, The Senate has learned with sincere regret of the sudden death of Mrs. Rufus B. Pettit, sister of Hon. Joseph H. Whitney, Senator from the Twenty-second District, therefore, be it

Resolved, That the Senate, by means of these resolutions, extend to Senator Whitney the deep sympathy of its members, and be it further

Resolved, That an engrossed copy of these resolutions be forwarded to Senator Whitney.

The question being on the adoption of the resolution,

The resolution was unanimously adopted.

REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office and delegates to political conventions; to regulate and protect primary

elections, and to prescribe penalties for violations of the provisions hereof, and to repeal act No. 181 of the Public Acts of 1905;

With the recommendation that the bill pass.

ANDREW FYFE,
Chairman.

The report was accepted and adopted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Soldiers' Home:

The Committee on Soldiers' Home report

Senate bill No. 7 (file No. 7), entitled

A bill to amend section 11 of act number 152 of the Public Acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors, and marines in the State of Michigan," said section being compiler's section 2062 of the Compiled Laws of 1897, and having been last amended by act number 25 of the Public Acts of 1901;

With the recommendation that the bill pass.

T. A. ELY,
Chairman.

The report was accepted and adopted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

INTRODUCTION OF BILLS.

Mr. Fyfe introduced

Senate bill No. 10, entitled

A bill to amend sections 1 and 12 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nominations of candidates for election by popular vote and relating to primary elections in Kent county," as amended.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Martindale moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President called Mr. Martindale to the chair.

After some time spent therein, the committee arose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office,

and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

And have adopted a substitute therefor having the following title:

A bill relative to the nomination of party candidates for public office and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions;

And have directed their chairman to report the same back to the Senate, asking concurrence therein, and recommend its passage.

F. C. MARTINDALE,
Chairman.

The report was accepted.

The question being on concurring in the substitute adopted by the committee of the whole,

The recommendation of the committee of the whole was then concurred in and the substitute bill was placed on the order of Third Reading of Bills.

THIRD READING OF BILLS.

Senate substitute for Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions;

Pending the third reading of the bill,

Mr. Cady moved that the bill be ordered printed, and that it be made a special order for Thursday, October 17, at 10 o'clock a. m.

The motion prevailed.

Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President called Mr. Moriarty to the chair.

After some time spent therein, the committee arose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Senate bill No. 7 (file No. 7), entitled

A bill to amend section 11 of Act No. 152 of the Public Acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," said section being Compiler's section 2062 of the Compiled Laws of 1897, and having been last amended by Act No. 25 of the Public Acts of 1901;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

M. H. MORIARTY,
Chairman.

The report was accepted.

The bill named in the report was placed on the order of Third Reading of Bills.

The President pro tem. took the chair.

Mr. Seeley moved that the Senate take up the order of Third Reading of Bills.

The motion prevailed.

THIRD READING OF BILLS.

Senate bill No. 7 (file No. 7), entitled

A bill to amend section 11 of Act No. 152 of the Public Acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," said section being Compiler's section 2062 of the Compiled Laws of 1897, and having been last amended by Act No. 25 of the Public Acts of 1901;

Was read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley
Bates	Fuller	Lugers	Smith
Bland	Fyfe	MacKay	Traver
Cady	Kane	Martindale	Tuttle
Carton	Keyes	Ming	Yeomans
Edinborough	Kinnane	Peek	President protem
Ely	Kline	Russell	27

NAYS.

0

The title of the bill was agreed to.

Mr. Ely moved that the bill be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

Mr. Cady moved that the Senate adjourn.

The motion prevailed, the time being 2:50 o'clock p. m.

The President pro tem. declared the Senate adjourned until tomorrow at 2 o'clock p. m.

ELBERT V. CHILSON,
Secretary of the Senate.

SEVENTH DAY.

Lansing, Wednesday, October 16, 1907.

2 o'clock p. m.

The Senate met pursuant to adjournment and was called to order by the President.

Religious exercises were conducted by Rev J. A. Sprague of Kalamazoo.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Edinborough, Ely, Fairbanks, Fuller, Fyfe, Kane, Keyes, Kinnane, Kline, Linsley, Lugers, MacKay, Martindale, Ming, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Yeomans.—27.

The following Senators were absent without leave: Messrs. Cropsey, Jenks, McKay, Wetmore, Whitney.—5.

Mr. Martindale moved that leaves of absence be granted to the absentees from today's session.

The motion prevailed.

REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

Senate bill No. 10, entitled

A bill to amend sections 1 and 12 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nominations of candidates for election by popular vote and relating to primary elections in Kent county," as amended;

With the recommendation that the bill pass.

ANDREW FYFE,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Fyfe moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and not passed, a majority of all the Senators-elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell	
Bates	Fairbanks	Lugers	Seeley	
Bland	Fuller	Martindale	Yeomans	
Edinborough	Fyfe	Ming		15

NAYS.

Mr. Cady	Mr. Keyes	Mr. MacKay	Mr. Smith	
Carton	Kinnane	Moriarty	Traver	
Kane	Linsley	Peek	Tuttle	
				12

INTRODUCTION OF BILLS.

Mr. Kinnane introduced

Senate bill No. 11, entitled

A bill to amend the title and sections 4, 5, 6, 8, 9, 10, 13, 14 and 18 of act number 282 of the Public Acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a State Board of Assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act."

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Edinborough introduced

Senate bill No. 12, entitled

A bill to amend sections 3, 6, 10 and 11 of an act, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any regular or special election held in the State of Michigan, by means of voting machines; to provide for the purchase of same and to repeal all acts or parts of acts inconsistent herewith," being Act No. 287 of the Public Acts of 1907.

The bill was read a first and second time by its title and referred to the Committee on Elections.

Mr. Moriarty moved that the Senate take a recess until 2:40 o'clock p. m.

The motion prevailed, the time being 2:15 o'clock p. m.

AFTER RECESS.

2:40 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

Mr. MacKay moved that when the Senate adjourns today, it stand adjourned until tomorrow at 9:45 o'clock a. m.

The motion prevailed.

Mr. Cady moved that the Senate adjourn.

The motion prevailed, the time being 2:43 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 9:45 o'clock a. m.

ELBERT V. CHILSON,
Secretary of the Senate.

EIGHTH DAY.

Lansing, Thursday, October 17, 1907.

9:45 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Cropsey, Edinborough, Ely, Fairbanks, Fuller, Fyfe, Jenks, Kane, Keyes, Kinnane, Kline, Linsley, Lugers, MacKay, McKay, Martindale, Ming, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Wetmore, Whitney, Yeomans.—32.

By unanimous consent the Senate took up the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Taxation:

The Committee on Taxation report
Senate bill No. 11, entitled

A bill to amend the title and sections 4, 5, 6, 8, 9, 10, 13, 14 and 18 of act number 282 of the Public Acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a State Board of Assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act."

With the recommendation that the bill pass.

E. B. LINSLEY,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Wetmore moved that the rules be suspended, and that the bill be placed on its immediate passage.

Pending debate on the motion,

The President announced that the hour had arrived for the special order, and stated that the further consideration of Mr. Wetmore's motion would be taken up under the order of unfinished business.

SPECIAL ORDER.

10 o'clock a. m.

The President laid before the Senate

Senate substitute for Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions;

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Fyfe moved to amend the bill

By striking out of lines eight and nine of section three the words "other than ward offices."

The question being on receiving the amendment,

Mr. Tuttle demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Smith
Carton	Keyes	McKay	Traver
Cropsey	Kinnane	Moriarty	Tuttle
Jenks	Linsley	Peek	Whitney

16

The Secretary announced that sixteen of the Senators had voted "yea," and that sixteen of the Senators had voted "nay."

Whereupon the President voted "yea," and declared the amendment had been received.

Mr. Tuttle arose to a point of order, and said: "Under the constitution of this State and Senate rule number 27 the Lieutenant Governor as the presiding officer of this Senate has no right to vote upon the receiving of an amendment to this bill. I object to, and protest against such vote being cast, and take an appeal from the decision of the chair that he has such right to vote."

Mr. Seeley moved that the appeal be laid on the table.

Mr. Tuttle demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady
Carton
Cropsey
Jenks

Mr. Kane
Keyes
Kinnane
Linsley

Mr. MacKay
McKay
Moriarty
Peek

Mr. Smith
Traver
Tuttle
Whitney

16

The Secretary announced that 16 of the Senators had voted "yea," and that 16 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared the appeal tabled.

Mr. Tuttle asked that the following protest be entered on the Journal:

"I desire to protest and object to the President voting upon this motion, and state as reasons for my objection, the reasons already assigned, and in addition, that the Chair is practically voting to sustain his own ruling."

The question being on the adoption of the amendment offered by Mr. Fyfe,

Mr. Cady demanded the yeas and nays.

Pending the roll call, Mr. Fyfe, by unanimous consent, withdrew his amendment.

The question being on the passage of the bill,

Mr. Fyfe moved to amend the bill

By inserting in line 15 of section 19 after the words "State Senator" the following proviso:

"Provided, That in any senatorial district, as organized under Act No. 273, of the Public Acts of 1907, in which at least one political party in a majority of the counties comprising the new district has previously adopted the direct voting system for the nomination of candidates for State Senator, all political parties of such senatorial district shall hereafter so nominate candidates for State Senator: And provided further, That in any senatorial district organized under Act No. 273, of the Public Acts of 1907, in which at least one political party in one-half of the counties comprising the new district has previously adopted the direct voting system for the nomination of candidates for State Senator, the question of the direct nomination of candidates for State Senator shall be submitted without petition to the qualified electors of such senatorial district at an election to be held on the first Monday in April, 1908, as provided in section seventeen of this act."

The question being on receiving the amendment,

Mr. Traver demanded the yeas and nays.

Pending the roll call,

Mr. Fyfe moved that the Senate take a recess until 2 o'clock p. m.

The motion prevailed, the time being 11:55 o'clock a. m.

AFTER RECESS.

2 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The question being on receiving the amendment offered by Mr. Fyfe,

By unanimous consent Mr. Fyfe withdrew the amendment.

The question being on the passage of the bill,

Mr. Fyfe moved that the bill be referred to the Committee on Elections, on which motion he demanded the yeas and nays.

The roll of the Senate was then called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Smith
Carton	Keyes	McKay	Traver
Cropsey	Kinnane	Moriarty	Tuttle
Jenks	Linsley	Peek	Whitney

16

The Secretary announced that 16 of the Senators had voted "yea" and that 16 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared that the motion had prevailed.

Mr. Tuttle asked that the following protest be entered on the Journal:

"I desire to protest against the Chair's voting on the above motion, for the same reasons as heretofore assigned.

Mr. Fyfe moved that the Senate take a recess until 2:30 o'clock p. m., on which motion he demanded the yeas and nays.

The roll of the Senate was then called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady
Carton
Cropsey
Jenks

Mr. Kane
Keyes
Kinnane
Linsley

Mr. MacKay
McKay
Moriarty
Peek

Mr. Smith
Traver
Tuttle
Whitney

16

The Secretary announced that 16 of the Senators had voted "yea" and that 16 of the Senators had voted "nay."

Whereupon the President voted "yea," and declared that the motion made by Mr. Fyfe had prevailed, the time being 2:10 o'clock p. m.

AFTER RECESS.

2:30 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

By unanimous consent the Senate took up the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:

The Committee on Elections report

Senate substitute for Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions;

With the following amendments thereto:

1. By inserting in line 15 of section 19 after the words "State Senator" the following proviso:

"Provided, That in any senatorial district, as organized under Act No. 273 of the Public Acts of 1907, in which at least one political party in a majority of the counties comprising the new district has previously operated under the direct voting system for the nomination of candidates for State Senator, such party or parties in such senatorial district shall hereafter so nominate candidates for State Senator. And provided, further, That in any senatorial district organized under Act No. 273 of the Public Acts of 1907, in which at least one political party in one-half of the counties comprising the new district has previously operated under the direct voting system for the nomination of candidates for State Senator, the question of the direct nomination of candidates for State Senator shall be submitted without petition to the qualified electors of such party in such senatorial district at an election to be held on the first Monday in April, 1908, as provided in section 17 of this act."

2. By striking out all of line 33 of section 19 after the word

"offices," and all of lines 34, 35, 36 and line 37 to and including the figures "1905."

3. By striking out of line 38 of section 19 the word "such" and inserting in lieu thereof the word "each."

4. By striking out of line 39 of section 19 the word "such" and inserting in lieu thereof the word "every."

5. By striking out of line 39 of section 19 the word "such" and inserting in lieu thereof the word "each."

6. By inserting in line 67 of section 19 after the word "Senator" the words "and to the election of delegates to conventions."

7. By inserting in line 3 of section 40 after the word "cast" the words "for candidates for that office."

8. By inserting in line 7 of section 40 after the word "cast" the words "for candidates for that office."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

ANDREW FYFE,
Chairman.

The report was accepted and adopted and the committee discharged.

The question being on concurring in the amendments made to the bill by the committee,

Mr. Mackay demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen
Bates
Bland
Edinborough

Mr. Ely
Fairbanks
Fuller
Fyfe

Mr. Kline
Lugers
Martindale
Ming

Mr. Russell
Seeley
Wetmore
Yeomans

16

NAYS.

Mr. Cady
Carton
Cropsey
Jenks

Mr. Kane
Keyes
Kinnane
Linsley

Mr. MacKay
McKay
Moriarty
Peek

Mr. Smith
Traver
Tuttle
Whitney

16

Pending the announcement of the vote by the Secretary, the President asked for information concerning certain provisions of the bill.

Mr. MacKay arose to a point of order, and stated that no discussion was in order pending the announcement of the vote.

The Secretary then announced that 16 of the Senators had voted "yea" and that 16 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared the amendments concurred in.

Mr. Tuttle by unanimous consent then offered the following protest:

"I desire to object to the vote cast by the Chair, and to protest against it as not being legal or warranted under the constitution of this State, in order that the Chair may know and that everyone may know that we are at least trying to keep within our rights and to keep

this bill from becoming another unconstitutional child which we have turned out into the world. We have here an opinion in writing from the Attorney General of this State, written today, which we would like to submit for the consideration of the Chair before he fully passes upon the matter in question."

The President stated that by unanimous consent the communication would be received.

Mr. Cropsey then sent to the Secretary's desk and had read the following communication:

State of Michigan, Attorney General's Office,
Lansing, October 17, 1907.

Hon. Jesse R. Cropsey,

Chairman Judiciary Committee, Senate Chamber:

Dear Sir—In response to your request that I furnish the Judiciary Committee with an opinion as to the Lieutenant Governor's right to give the casting vote where the members of the Senate are equally divided upon the question of receiving or adopting an amendment to a bill upon third reading, I beg to submit the following:

The Lieutenant Governor is the presiding officer of the Senate by virtue of the constitution, and his authority to give the casting vote in the Senate is limited to those cases specified in that instrument.

Cushing on the Law and Practice of Legislative Assemblies, section 308.

Section 14 of article V of the constitution reads as follows:

"The Lieutenant Governor shall, by virtue of his office, be President of the Senate. In committee of the whole he may debate all questions; and when there is an equal division he shall give the casting vote."

I had occasion to construe this provision of the constitution in an opinion given Hon. George A. Prescott, Secretary of State, under date of July 5, 1907, relative to the constitutionality of Senate resolution No. 81, and then held that in my opinion the authority of the Lieutenant Governor to give the casting vote when the Senate was equally divided could be exercised only in committee of the whole.

I still adhere to the conclusion then expressed—a conclusion which I believe is sustained by the opinion of the Supreme Court in the case of Kelley vs. Sec. of State, 14 D. L. N., 351.

In view of the decision of the court in that case it is impossible to construe the constitutional provision above referred to as giving the Lieutenant Governor authority to give the casting vote except in committee of the whole.

It follows that the Lieutenant Governor is not entitled to give the casting vote where the members of the Senate are equally divided upon the question of receiving or adopting an amendment to a bill upon third reading.

Very respectfully yours,

JNO. E. BIRD,
Attorney General.

Mr. Tuttle then appealed from the decision of the chair on the right of the President of the Senate to cast the deciding vote on the question of concurring in the amendments made by the committee to the above entitled bill.

Mr. Allen moved that the appeal be laid on the table, on which motion he demanded the yeas and nays.

The roll of the Senate was then called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Smith
Carton	Keyes	McKay	Traver
Cropsey	Kinnane	Moriarty	Tuttle
Jenks	Linsley	Peek	Whitney

16

The Secretary announced that 16 of the Senators had voted "yea," and that 16 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared the appeal tabled.

Mr. Tuttle asked that the following protest be entered on the Journal:

"I desire to have it appear upon the record that I object and protest also against this decision of the Chair, not only because of the reasons before stated, but because it amounts to the Chair's sustaining his own decision."

The question being on the passage of the bill,
Pending debate,

Mr. Keyes moved that the Senate take a recess until 4:45 o'clock p. m.

The motion prevailed, the time being 4:15 o'clock p. m.

AFTER RECESS.

4:45 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The question being on the passage of Senate substitute for Senate bill No. 3 (file No. 3),

The bill was then not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinborough	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady
Carton
Cropsey
Jenks

Mr. Kane
Keyes
Kinnane
Linsley

Mr. MacKay
McKay
Moriarty
Peek

Mr. Smith
Traver
Tuttle
Whitney

16

Mr. McKay asked and obtained leave of absence for himself from tomorrow's session.

Mr. Fyfe moved to reconsider the vote by which the Senate refused to pass

Senate substitute for Senate bill No. 3 (file No. 3).

Pending which

Mr. Moriarty moved that the Senate adjourn.

Mr. Wetmore moved as a substitute that the Senate take a recess until 7:30 o'clock p. m.

The question being on the adoption of the substitute,

The substitute was adopted and the President declared the Senate in recess until 7:30 o'clock p. m., the time being 5:15 o'clock p. m.

AFTER RECESS.

7:30 o'clock p. m.

The Senate was called to order by the President.

A quorum of the Senate was present.

The question being on the motion made by Mr. Fyfe to reconsider the vote by which the Senate refused to pass Senate substitute for Senate bill No. 3 (file No. 3),

By unanimous consent, Mr. Fyfe withdrew his motion to reconsider.

The Senate took up the regular order of business.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

EXECUTIVE OFFICE
LANSING.
October 17, 1907.

TO THE PRESIDENT OF THE SENATE:

Sir:—Availing myself of the constitutional privilege, I desire to submit certain matters to you for your consideration and such legislation as is deemed advisable by your honorable body.

The Board of Trustees of the Upper Peninsula Hospital for the Insane, by formal action as a Board, have asked the privilege of having presented for your consideration a bill or joint resolution authorizing the purchase of one hundred and twenty acres of land adjoining the asylum farm for thirty dollars per acre, the purchase to be made with funds already appropriated for other special purposes and not expended.

The Board of Guardians of the Industrial Home for Girls believe it would be for the best interest of the institution and those committed to its care if they could be permitted to provide for a screened porch for the care of inmates having tuberculosis, using for that purpose funds appropriated for changing the farm residence into a hospital.

I would recommend that these transfers of funds be permitted. It will be noted that in neither instance is an additional appropriation asked for.

A recent decision by the Supreme Court has rendered invalid the act of the last legislature annexing the village of Fairview to the city of Detroit. It seems altogether best that an opportunity should be afforded you to remedy the defect pointed out by the Supreme Court.

It is advisable to take legislative action regarding the disposition of certain taxes illegally collected for highway purposes in the county of Wayne and this matter is called to your attention in order that the necessary legislative action may be taken.

An amendment is needed in the act permitting foreign corporations to do business in Michigan. Through an oversight, the word "section" was used in place of the word "act" in the penalty clause, so that by strict construction the penalty could only be enforced in case of a violation of the provisions of one certain section when obviously it was intended to reach violators of the act itself. The error should be corrected in order to avoid the possibility of the State being handicapped and perhaps defeated in attempting to enforce the provisions of the law.

Respectfully submitted,

FRED M. WARNER,
Governor.

MOTIONS AND RESOLUTIONS.

Mr. Tuttle moved that it be entered on the Journal that Senator Wm. McKay was not present when the Senate reconvened after recess and that he be excused from the balance of today's session.

The motion prevailed.

Mr. Seeley moved that when the Senate adjourns today, it stand adjourned until tomorrow at 10 o'clock a. m.

The motion prevailed.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,
October 17, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 14, entitled

A bill to provide for the disposition of certain taxes collected for county road purposes in the county of Wayne under the provisions of Act No. 149 of the Public Acts of 1893, as amended;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Counties and Townships.

The following message from the House was also received and read:

House of Representatives,
October 17, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 13, entitled

A bill to annex all that territory situate in the village of Fairview, in the township of Grosse Pointe, in the county of Wayne, lying and being west of a line two hundred feet east of the Alter road, in said village of Fairview, and extending from the northerly limits of said village to lake St. Clair, to the city of Detroit, and make operative in said territory the charter of the city of Detroit and all statutes, laws and ordinances now or hereafter made applicable to and operative in said city, and to repeal Act No. 501 of the Local Acts of 1903, entitled "An act to incorporate the village of Fairview, in the township of Grosse Pointe, Wayne County;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read :

House of Representatives,
October 16, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 7 (file No. 6), entitled

A bill to define, and to regulate the treatment and control, of dependent, neglected and delinquent children; to prescribe the jurisdiction of the probate courts and the powers, duties and compensation of the probate judges with regard thereto; to provide for the appointment of county agents and probation officers and to prescribe their powers, duties and compensation;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,
October 16, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 8 (file No. 7), entitled

A bill to repeal section 25 and to amend sections 10, 27, 53 and 58 of Act No. 204 of the Public Acts of 1901, as amended by Act No. 111 of the Public Acts of 1905, entitled "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read :

House of Representatives,
October 16, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 7 (file No. 7), entitled

A bill to amend section 11 of Act No. 152 of the Public Acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," said section being compiler's section 2062 of the Compiled Laws of 1897, and having been last amended by Act No. 25 of the Public Acts of 1901;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

INTRODUCTION OF BILLS.

Mr. Kline introduced

Senate Joint Resolution No. 13, entitled

Joint Resolution authorizing the Auditor General to transfer the fund for "Remodeling old farm house into hospital for contagious diseases" to the credit of the State Industrial Home for Girls, to the regular "Hospital" fund for the purpose of erecting a screened porch for the use of tuberculosis patients.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Industrial Home for Girls.

Mr. Fuller introduced

Senate Joint Resolution No. 14, entitled

Joint Resolution authorizing the board of trustees of the Upper Peninsula Hospital for Insane at Newberry to purchase one hundred twenty acres of land adjacent to the north line of the property owned by said institution.

The Joint Resolution was read a first and second time by its title, and pending its reference to a committee.

Mr. Fuller moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

The bill was read a first and second time by its title and referred to the Committee on Cities and Villages.

The following message from the House was also received and read :

House of Representatives,
October 16, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 7 (file No. 6), entitled

A bill to define, and to regulate the treatment and control, of dependent, neglected and delinquent children; to prescribe the jurisdiction of the probate courts and the powers, duties and compensation of the probate judges with regard thereto; to provide for the appointment of county agents and probation officers and to prescribe their powers, duties and compensation;

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Judiciary.

The following message from the House was also received and read :

House of Representatives,
October 16, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 8 (file No. 7), entitled

A bill to repeal section 25 and to amend sections 10, 27, 53 and 58 of Act No. 204 of the Public Acts of 1901, as amended by Act No. 111 of the Public Acts of 1905, entitled "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act;"

And to inform the Senate that the bill has passed the House and has been ordered to take immediate effect.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Military Affairs.

The following message from the House was also received and read:

House of Representatives,
October 16, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 7 (file No. 7), entitled

A bill to amend section 11 of Act No. 152 of the Public Acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," said section being compiler's section 2062 of the Compiled Laws of 1897, and having been last amended by Act No. 25 of the Public Acts of 1901;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

INTRODUCTION OF BILLS.

Mr. Kline introduced

Senate Joint Resolution No. 13, entitled

Joint Resolution authorizing the Auditor General to transfer the fund for "Remodeling old farm house into hospital for contagious diseases" to the credit of the State Industrial Home for Girls, to the regular "Hospital" fund for the purpose of erecting a screened porch for the use of tuberculosis patients.

The Joint Resolution was read a first and second time by its title and referred to the Committee on Industrial Home for Girls.

Mr. Fuller introduced

Senate Joint Resolution No. 14, entitled

Joint Resolution authorizing the board of trustees of the Upper Peninsula Hospital for Insane at Newberry to purchase one hundred twenty acres of land adjacent to the north line of the property owned by said institution.

The Joint Resolution was read a first and second time by its title, and pending its reference to a committee,

Mr. Fuller moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen
Bland
Cady
Edinborough
Ely
Fuller

Mr. Kane
Keyes
Kinnane
Kline
Linsley

Mr. Lugers
Martindale
Ming
Peek
Russell

Mr. Seeley
Smith
Traver
Wetmore
Yeomans

21

NAYS.

Mr. Tuttle

1

The title and preamble of the Joint Resolution were agreed to. Mr. Fuller moved that the Joint Resolution be ordered to take immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

UNFINISHED BUSINESS.

The President laid before the Senate
Senate bill No. 11, entitled

A bill to amend the title and sections 4, 5, 6, 8, 9, 10, 13, 14 and 18 of Act No. 282 of the Public Acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a State Board of Assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act."

The question being on the motion made by Mr. Wetmore that the rules be suspended and that the bill be placed on its immediate passage,

Mr. Ming demanded the yeas and nays.

The motion prevailed, two-thirds of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen
Bates
Bland
Cady
Carton
Cropsey
Edinborough

Mr. Fuller
Fyfe
Jenks
Kane
Keyes
Kinnane

Mr. Kline
Lugers
Martindale
Ming
Moriarty
Peek

Mr. Russell
Seeley
Traver
Tuttle
Wetmore
Yeomans

25

NAYS.

Mr. Smith

1

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Smith moved that the bill be referred to the Committee on Banks and Corporations, with instructions to order the bill printed.

Mr. Ming demanded the yeas and nays.

The motion made by Mr. Smith then did not prevail, a majority of the Senators present not voting therefor by yeas and nays, as follows:

YEAS.

Mr. Kane	Mr. MacKay	Mr. Smith	Mr. Whitney	
Linsley	Peek			6

NAYS.

Mr. Allen	Mr. Ely	Mr. Kinnane	Mr. Russell	
Bates	Fairbanks	Kline	Seeley	
Bland	Fuller	Lugers	Traver	
Cady	Fyfe	Martindale	Tuttle	
Carton	Jenks	Ming	Wetmore	
Cropsey	Keyes	Moriarty	Yeomans	
Edinborough				25

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kinnane	Mr. Russell	
Bates	Fairbanks	Kline	Seeley	
Bland	Fuller	Lugers	Traver	
Cady	Fyfe	MacKay	Tuttle	
Carton	Jenks	Martindale	Wetmore	
Cropsey	Kane	Ming	Whitney	
Edinborough	Keyes	Moriarty	Yeomans	
				28

NAYS.

Mr. Linsley	Mr. Smith	2
-------------	-----------	---

The title of the bill was agreed to.

Mr. Moriarty moved that the bill be ordered to take immediate effect.

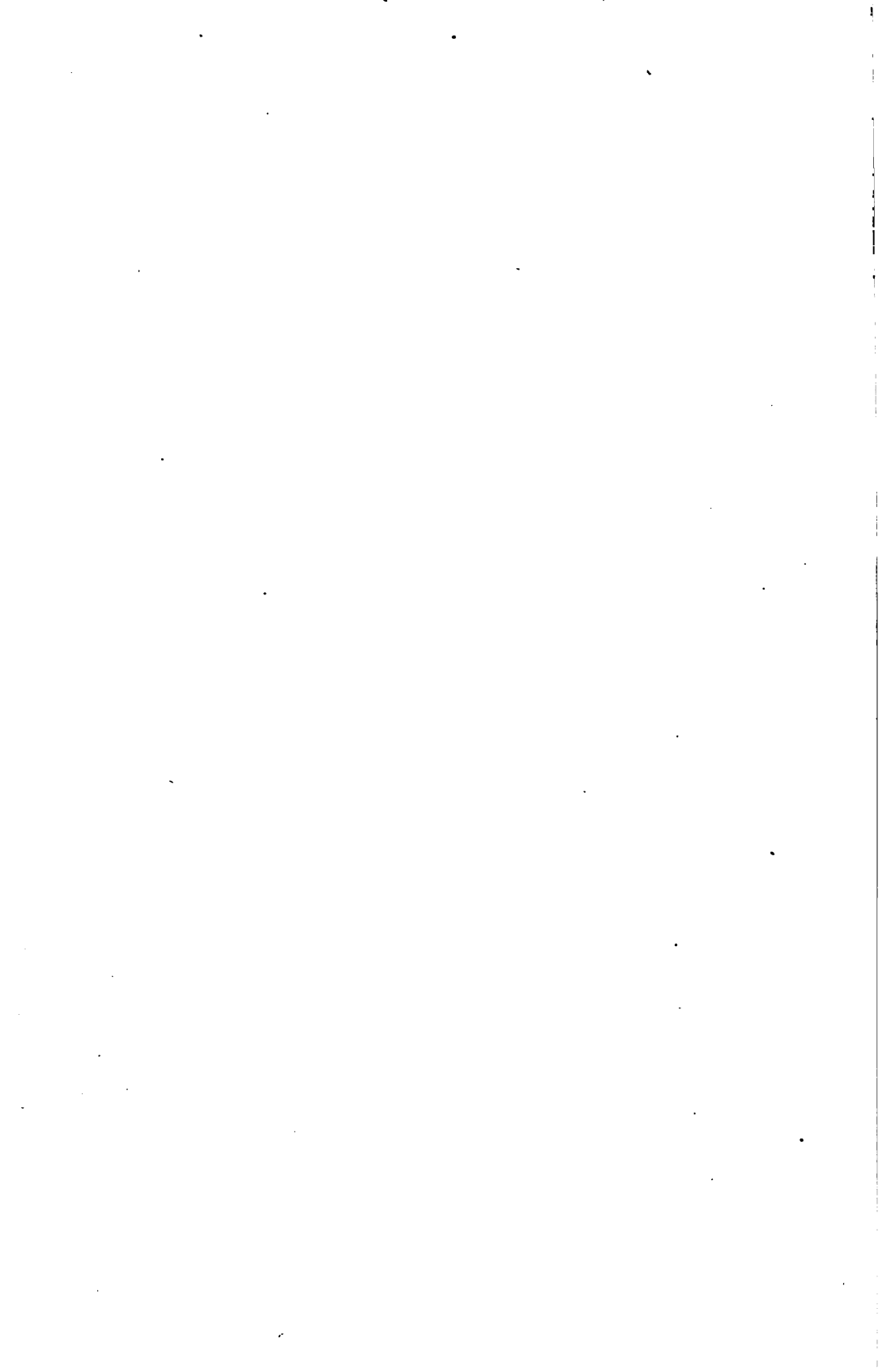
The motion did not prevail, two-thirds of all the Senators-elect not voting therefor.

Mr. Cady moved that the Senate adjourn.

The motion prevailed, the time being 8:21 o'clock p. m.

The President declared the Senate adjourned until tomorrow at 10 o'clock a. m.

ELBERT V. CHILSON,
Secretary of the Senate.



NINTH DAY.

Lansing, Friday, October 18, 1907.

10 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President.

The roll of the Senate was called by the Secretary.

The following Senators were present: Messrs. Allen, Bates, Bland, Cady, Carton, Cropsey, Edinborough, Ely, Fairbanks, Fuller, Fyfe, Jenks, Kane, Keyes, Kinnane, Kline, Linsley, Lugers, MacKay, Martindale, Moriarty, Peek, Russell, Seeley, Smith, Traver, Tuttle, Wetmore, Whitney, Yeomans.—30.

The following Senator was absent with leave: Mr. McKay.

The following Senator was absent without leave: Mr. Ming.

Mr. Seeley moved that leave of absence be granted the absentees from today's session.

The motion prevailed.

MOTIONS AND RESOLUTIONS.

Mr. Fyfe moved to reconsider the vote by which the Senate yesterday, October 17, refused to pass the following entitled bill:

Senate substitute for Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions.

The motion prevailed.

The question being on the passage of the bill,

Mr. Fyfe moved that the bill be re-referred to the Committee on Elections, on which motion he demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen
Bates
Bland
Edinborough
Fyfe

Mr. Ely
Fairbanks
Fuller
Fyfe

Mr. Kline
Lugers
Martindale
Russell

Mr. Seeley
Wetmore
Yeomans

15

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver
Carton	Keyes	Moriarty	Tuttle
Cropsey	Kinnane	Peek	Whitney
Jenks	Linsley	Smith	

15

The Secretary announced that 15 of the Senators had voted "yea" and that 15 of the Senators had voted "nay,"

Whereupon the President voted "yea" and declared that the motion made by Mr. Fyfe had prevailed.

Mr. Tuttle asked that the following protest be entered on the Journal: "I desire to protest against the Chair's voting on the above motion, for the same reasons assigned in my protest of yesterday."

Senator Ming entered the Senate chamber and took his seat.

Mr. Fyfe moved to reconsider the vote by which the Senate on October 16 refused to pass

Senate bill No. 10, entitled

A bill to amend sections 1 and 12 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nominations of candidates for election by popular vote and relating to primary elections in Kent county," as amended.

On which motion he demanded the yeas and nays.

The motion made by Mr. Fyfe then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinburgh	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver
Carton	Keyes	Peek	Tuttle
Cropsey	Kinnane	Smith	Whitney
Jenks	Linsley		

14

The question being on the passage of the bill,
The bill was then not passed, a majority of all the Senators-elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinburgh	Fyfe	Ming	Yeomans

16

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver
Carton	Keyes	Moriarty	Tuttle
Cropsey	Kinnaue	Peek	Whitney
Jenks	Linsley	Smith	

15

REPORTS OF STANDING COMMITTEES.

By the Committee on Cities and Villages:
The Committee on Cities and Villages report
House bill No. 13, entitled

A bill to annex all that territory situate in the village of Fairview, in the township of Grosse Pointe, in the county of Wayne, lying and being west of a line two hundred feet east of the Alter road, in said village of Fairview, and extending from the northerly limits of said village to Lake St. Clair, to the city of Detroit, and make operative in said territory the charter of the city of Detroit, and all statutes, laws and ordinances now or hereafter made applicable to and operative in said city, and to repeal Act No. 501 of the Local Acts of 1903, entitled "An act to incorporate the village of Fairview, in the township of Grosse Pointe, Wayne county;"

With the recommendation that the bill pass.

FREDERICK C. MARTINDALE,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Martindale moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley
Bates	Fuller	Lugers	Smith
Bland	Fyfe	MacKay	Traver
Carton	Jenks	Martindale	Wetmore
Cropsey	Kane	Ming	Whitney
Edinburgh	Kinnane	Moriarty	Yeomans
Ely	Kline	Russell	

27

NAYS.

Mr. Cady	Mr. Keyes	Mr. Tuttle
----------	-----------	------------

3

The title of the bill was agreed to.

Mr. Martindale moved that the bill be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

By the Committee on Industrial Home for Girls:

The Committee on Industrial Home for Girls report

Senate Joint Resolution No. 13, entitled

Joint Resolution authorizing the Auditor General to transfer the fund for "Remodeling old farm house into hospital for contagious diseases" to the credit of the State Industrial Home for Girls, to the regular "Hospital" fund for the purpose of erecting a screened porch for the use of tuberculosis patients;

With the recommendation that the Joint Resolution pass.

ARTHUR J. TUTTLE,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Tuttle moved that the rules be suspended, and that the Joint Resolution be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The Joint Resolution was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley	
Bates	Fuller	Lugers	Smith	
Bland	Fyfe	MacKay	Traver	
Cady	Jenks	Martindale	Tuttle	
Carton	Kane	Ming	Wetmore	
Cropsey	Keyes	Moriarty	Whitney	
Edinborough	Kinnane	Peek	Yeomans	
Ely	Kline	Russell		31

NAYS.

0

The title and preamble of the Joint Resolution were agreed to.

Mr. Tuttle moved that the Joint Resolution be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

By the Committee on Counties and Townships:

The Committee on Counties and Townships report

House bill No. 14, entitled

A bill to provide for the disposition of certain taxes collected for county road purposes in the county of Wayne under the provisions of Act No. 149 of the Public Acts of 1893, as amended;

With the recommendation that the bill pass.

WALTER YEOMANS,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Traver moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley	
Bates	Fuller	Lugers	Smith	
Bland	Fyfe	MacKay	Traver	
Cady	Jenks	Martindale	Tuttle	
Carton	Kane	Ming	Wetmore	
Cropsey	Keyes	Moriarty	Whitney	
Edinborough	Kinnane	Peek	Yeomans	
Ely	Kline	Russell		31

NAYS.

0

The title of the bill was agreed to.

Mr. Traver moved that the bill be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

By the Committee on Military Affairs:

The Committee on Military Affairs report

House bill No. 8 (file No. 7), entitled

A bill to repeal section 25 and to amend sections 10, 27, 53 and 58 of Act No. 204 of the Public Acts of 1901, as amended by Act No. 111 of the Public Acts of 1905, entitled "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act;"

With the recommendation that the bill be referred to the Committee on Finance and Appropriations.

M. H. MORIARTY,
Chairman.

The report was accepted and adopted and the committee discharged.

The bill was then referred to the Committee on Finance and Appropriations.

INTRODUCTION OF BILLS.

Mr. Carton introduced

Senate bill No. 15, entitled

A bill to amend Act 206 of the Public Acts of 1901, entitled "An act to prescribe the terms and conditions on which foreign corporations may be admitted to do business in Michigan," as amended by Act No. 310 of the Public Acts of 1907, by amending section 5 and adding one new section to be known as section 10.

The bill was read a first and second time by its title and referred to the Committee on Taxation.

Mr. Cropsey moved that the Senate take a recess until 11 o'clock a. m. The motion prevailed, the time being 10:30 o'clock a. m.

AFTER RECESS.

11 o'clock a. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Taxation:

The Committee on Taxation report

Senate bill No. 15, entitled

A bill to amend Act 206 of the Public Acts of 1901, entitled "An act to prescribe the terms and conditions on which foreign corporations may be admitted to do business in Michigan," as amended by Act 310 of the Public Acts of 1907, by amending section 5 and adding one new section to be known as section 10;

With the recommendation that the bill pass.

E. B. LINSLEY,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Carton moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fuller	Mr. Lugers	Mr. Seeley
Bates	Fyfe	MacKay	Smith
Bland	Jenks	Martindale	Traver
Cady	Kane	Ming	Tuttle
Carton	Keyes	Moriarty	Wetmore
Edinborough	Kinnane	Peek	Whitney
Ely	Kline	Russell	Yeomans
Fairbanks	Linsley		

30

NAYS.

0

The title of the bill was agreed to.

Mr. Carton moved that the bill be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

By the Committee on Finance and Appropriations:
The Committee on Finance and Appropriations report
House bill No. 8 (file No. 7), entitled

A bill to repeal section 25 and to amend sections 10, 27, 53 and 58 of Act No. 204 of the Public Acts of 1901, as amended by Act No. 111 of the Public Acts of 1905, entitled "An act to increase the efficiency of the military establishment of the State of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act;"

With the recommendation that the bill pass.

CHARLES SMITH,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Moriarty moved that the rules be suspended and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley
Bates	Fuller	MacKay	Smith
Bland	Fyfe	Martindale	Traver
Cady	Jenks	Ming	Tuttle
Carton	Kane	Moriarty	Wetmore
Cropsey	Keyes	Peek	Whitney
Edinborough	Kinnane	Russell	Yeomans
Ely			

29

NAYS.

Mr. Kline

1

The title of the bill was agreed to.

Mr. Bland moved that the bill be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

By the Committee on Judiciary:
The Committee on Judiciary report
House bill No. 7 (file No. 6), entitled

A bill to define and to regulate the treatment and control of dependent, neglected and delinquent children; to prescribe the jurisdiction of the probate courts, and the powers, duties and compensation of the probate judges with regard thereto; to provide for the appointment of county agents and probation officers and to prescribe their powers, duties and compensation;

With the following amendments thereto:

1. By inserting in line 8 of section 2 after the word "peace" the following proviso:

Provided, That in case the judge of probate in any county is so occu-

pied with the duty devolving upon him in the probate court as not to have time to attend to the cases arising under this act and shall so certify to the circuit court, the circuit judge or one of them in districts where there is more than one circuit judge, to be designated by the judges of said court, shall hear the cases under this act provided to be heard by the judge of probate, but said circuit judge shall not exercise the powers of the probate court in such cases for a longer period than two months, unless a new certificate and designation be made, which shall, in like manner, be effective for a like period.

2. By inserting in line 2 of section 13 after the word "repealed" the words "except as to the counties of Houghton and Marquette."

3. By inserting in line 7 of section 13 after the word "Wayne" the following proviso: "And provided further, That the provisions of this act shall not apply to the counties of Houghton and Marquette."

Recommend that the amendments be concurred in, and that when so amended the bill pass.

JESSE R. CROPSEY,
Chairman.

The report was accepted and adopted and the committee discharged.

Mr. Cropsey moved that the Senate concur in the amendments made to the bill by the committee.

The motion prevailed.

Mr. Cropsey moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was then read a third time and passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley	
Bates	Fuller	Lugers	Smith	
Bland	Fyfe	MacKay	Traver	
Cady	Jenks	Martindale	Tuttle	
Carton	Kane	Ming	Wetmore	
Cropsey	Keyes	Moriarty	Whitney	
Edinborough	Kinnane	Peek	Yeomans	
Ely	Kline	Russell		31

NAYS.

0

The title of the bill was agreed to.

Mr. Cropsey moved that the bill be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,
October 17, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 1, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Elections.

The following message from the House was also received and read:

House of Representatives,
October 17, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No 16, entitled

A bill to amend sections 1 and 12 of Act No. 326 of the Local Acts of 1903, entitled "An act to provide for the nominations of candidates for election by popular vote and relating to primary elections in Kent county," as amended;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title.

Mr. Russell moved that Senate rule No. 29 be suspended to enable the Senate to take up the consideration of the above entitled bill.

Mr. MacKay demanded the yeas and nays.

The motion made by Mr. Russell then did not prevail, two-thirds of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen
Bates
Bland
Edinburgh

Mr. Ely
Fairbanks
Fuller
Fyfe

Mr. Kline
Lugers
Martindale
Ming

Mr. Russell
Seeley
Wetmore
Yeomans

NAYS.

Mr. Cady
Carton
Jenks
Kane

Mr. Keyes
Kinnane
Linsley
MacKay

Mr. Moriarty
Peek
Smith

Mr. Traver
Tuttle
Whitney

14

Mr. Russell moved that the bill be laid on the table.
The motion prevailed.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 14, entitled

Joint Resolution authorizing the board of trustees of the Upper Peninsula Hospital for Insane at Newberry to purchase one hundred twenty acres of land adjacent to the north line of the property owned by said institution;

And to inform the Senate that in the passage of the Joint Resolution the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Cady offered the following resolution:

Senate resolution No. 13

Resolved, by the Senate (the House concurring), That from and after 12 o'clock midnight, October 18, 1907, the two houses of the Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for presentation to the Governor, and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the date of final adjournment of the Legislature shall be on Wednesday, October 23, at 12 o'clock noon.

The question being on the adoption of the resolution,

Mr. Bland moved that the resolution be laid on the table.

Mr. Cady demanded the yeas and nays.

The motion made by Mr. Bland then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS

Mr. Allen Bland	Mr. Edinborough Ely	Mr. Fairbanks Russell	Mr. Seeley Wetmore	8
--------------------	------------------------	--------------------------	-----------------------	---

NAYS.

Mr. Bates Cady Carton Cropsey Fuller Fyfe	Mr. Jenks Kane Keyes Kinnane Linsley Lugers	Mr. MacKay Martindale Ming Moriarty Peek	Mr. Smith Traver Tuttle Whitney Yeomans	22
--	--	--	---	----

The question being on the adoption of the resolution,

Mr. Traver moved to amend the resolution by striking out the words "Wednesday, October 23," and inserting in lieu thereof the words "Saturday, October 26."

The question being on the adoption of the amendment,

Mr. Yeomans demanded the yeas and nays.

The amendment was then adopted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen Bates Bland Cady Carton Cropsey Edinborough	Ely Fairbanks Fuller Fyfe Jenks Kane Keyes	Mr. Kinnane Kline Linsley Lugers MacKay Martindale Moriarty	Mr. Peek Russell Seeley Smith Traver Tuttle Whitney	28
---	--	---	---	----

NAYS.

Mr. Ming	Mr. Wetmore	Mr. Yeomans	3
----------	-------------	-------------	---

The question being on the adoption of the resolution as amended,
The resolution was adopted.

Mr. Martindale moved that the Senate take a recess until 2 o'clock p. m.
The motion prevailed, the time being 11:43 o'clock a. m.

AFTER RECESS.

2 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

By unanimous consent the Senate returned to the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Elections:
The Committee on Elections report
House bill No. 1, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

With the recommendation that the bill pass.

ANDREW FYFE,
Chairman.

The report was accepted and adopted and the committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

By the Committee on Supplies and Expenses:

The Committee on Supplies and Expenses report the following accounts:

Troy Laundry	\$ 4.53
Robinson Drug Co.....	2.75
Michigan State Telephone Co.....	18.00
Citizens Telephone Co.....	5.00
Jacob Stahl & Son.....	.70
Remington Typewriter Co.....	8.00
Ed S. Tooker.....	8.00
Crotty Bros.	8.20
H. A. Woodworth & Sons.....	.40
Ripley & Gray.....	8.45
United States Express Co.....	1.50
American Express Co.....	1.80
E. V. Chilson, postage.....	4.00
C. A. Campbell.....	22.00
Mrs. Etta Saunders.....	10.00
Western Union Telegraph Co50

With the recommendation that the accounts be allowed and orders drawn for the same.

E. B. LINSLEY,
Chairman.

The report was accepted and adopted.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read :

EXECUTIVE OFFICE,
LANSING,
October 18, 1907.

To the President of the Senate :

Sir—I understand the time for adjournment of the Legislature has been fixed at twelve o'clock midnight, leaving only a few hours to accomplish the work you have been called together to perform. Certainly all of that time will be required, and during that time I believe it to be the duty of every member to remain in attendance. The importance of these matters to the people is my reason for sending this communication urging every one of you to place the State's interests above your own convenience or business. Disagreements between the two branches may occur during the last few hours, and all should be present to assist in adjusting such differences.

Respectfully submitted,
FRED M. WARNER,
Governor.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Tuttle offered the following resolution :

Senate resolution No. 14

Resolved, That the Secretary of the Senate be and is hereby directed to compile and prepare for publication, make indexes to and superintend the publication of the Journal and documents of the Senate for the present extra session of the Legislature, and when completed and certified to by the President of the Senate, the Secretary shall be entitled to and receive the sum of \$150 for such services, the same to be paid on the certificate of the President of the Senate, and the Auditor General is hereby instructed to draw his warrant for the same on the presentation of such certificate of the President of the Senate.

The question being on the adoption of the resolution,
The resolution was adopted.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:
House bill No. 9 (file No. 8), entitled

A bill to amend section 10 of Act No. 287 of the Public Acts of 1907, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any regular or special election held in the State of Michigan, by means of voting machines; to provide for the purchase of same and to repeal all acts or parts of acts inconsistent herewith;"

And to inform the Senate that the bill has passed the House

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,

Clerk of the House of Representatives.

The bill was read a first and second time by its title, and pending its reference to a committee,

Mr. Edinborough moved that the rules be suspended, and that the bill be placed on its immediate passage.

The motion prevailed, two-thirds of all the Senators present voting therefor.

The bill was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Edinborough moved to amend the bill

1. By striking out of line 1 of section 1 the word "section" and inserting in lieu thereof the words "section 3 and."

2. By adding a new section to stand as section 3 and to read as follows:

Sec. 3. A voting machine to be purchased, as provided in section 2 of this act, must be so constructed as to provide facilities for voting for the candidates of at least seven different parties or organizations, and must permit all voters to vote for any person for any office although not nominated as a candidate by any party or organization, and must permit voting in secrecy. It shall also be so constructed that votes may be cast thereon for constitutional amendments or any other public measure; it must also be so constructed as to provide for at least thirty candidates for each party organization at any and all elections, and said machine must be constructed of good and durable material in a workmanlike manner, and also so constructed that it can be easily and conveniently operated by inspectors of election and the voters; it must also be so constructed as to prevent voting for more than one person for the same office, except where the voter is entitled to vote for more than one person for that office, and it must afford him an opportunity to vote for any and all persons for that office as he is by law entitled to vote for and no more,

at the same time preventing his voting for the same person twice. It may also be provided with one ballot in each column containing the words "Presidential electors," preceded by the party name, and a vote for such ballot shall operate as a vote for all the candidates of such party for presidential electors.

The question being on the adoption of the amendments,

The amendments were adopted.

The question being on the passage of the bill,

The bill was then passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Linsley	Mr. Seeley	
Bates	Fuller	Lugers	Smith	
Bland	Fyfe	MacKay	Traver	
Cady	Jenks	Martindale	Tuttle	
Carton	Kane	Ming	Wetmore	
Cropsey	Keyes	Moriarty	Whitney	
Edinborough	Kinnane	Peek	Yeomans	
Ely	Kline	Russell		31

NAYS.

0

The question being on agreeing to the title,

Mr. Edinborough moved to amend the title so as to read as follows:

A bill to amend sections 3 and 10 of Act No. 287 of the Public Acts of 1907, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any regular or special election held in the State of Michigan, by means of voting machines; to provide for the purchase of same, and to repeal all acts or parts of acts inconsistent herewith."

The motion prevailed, and the title of the bill was so amended.

The title of the bill as amended was then agreed to.

Mr. Edinborough moved that the bill be given immediate effect.

The motion prevailed, two-thirds of all the Senators-elect voting therefor.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit the following bill:

House bill No. 6 (file No. 9), entitled

A bill to regulate the issue of stocks, bonds, notes and other evidences of indebtedness by general railroad, interurban railroad, street railway, or other common carrier corporations, and to provide a penalty for violation of this act;

And to inform the Senate that the bill has passed the House.

In this action of the House the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The bill was read a first and second time by its title and referred to the Committee on Railroads.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 12.

Resolved, by the House of Representatives (the Senate concurring), That the Secretary of the Constitutional Convention be and is hereby requested to cause to be mailed to the members of the Senate and House of Representatives, each day, daily printed copies of the proceedings of said constitutional convention;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,

The President declared the resolution not in order, for the reason that under a recent decision of the Supreme Court no duty or obligation can be imposed upon any officer or public body not connected with the Legislature itself, except by bill or joint resolution; that the resolution under consideration attempts to impose duties upon an officer of the Constitutional Convention, and therefore would be invalid if passed.

Mr. Ming moved that the resolution be laid on the table.

The motion prevailed.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 11.

Resolved (the Senate concurring), That from and after Friday, the 18th day of October, inst., at 3 o'clock p. m., the two houses of the Legislature will transact no other business than for the President of the Senate and Speaker of the House to sign enrolled bills for presentation to the Governor and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of the Legislature shall be Friday, the 25th day of October, inst., at 12 o'clock noon of that day.

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,
Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,

Mr. Ming moved that the resolution be laid on the table.

Mr. MacKay demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Seeley	
Bates	Fairbanks	Martindale	Wetmore	
Bland	Fuller	Ming	Yeomans	
Edinborough	Fyfe	Russell		15

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Peek	Whitney	
Jenks	Linsley	Smith		15

The Secretary announced that 15 of the Senators had voted "yea," and that 15 of the Senators had voted "nay,"

Whereupon the President voted "yea" and declared the motion made by Mr. Ming had prevailed.

Mr. Fyfe moved that the Senate resolve itself into the committee of the whole on the

GENERAL ORDER.

The motion prevailed.

The President called Mr. Fairbanks to the chair.

After some time spent therein, the committee arose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

House bill No. 1, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

Have made no amendments thereto, and have directed their chairman to report the same back to the Senate, and recommend its passage.

EARL FAIRBANKS,
Chairman.

The report was accented.

The bill named in the report was placed on the order of third reading of bills.

THIRD READING OF BILLS.

House bill No. 1, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905;

Was read a third time and not passed, a majority of all the Senators-elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Fairbanks	Mr. Martindale	Mr. Seeley	
Bates	Fuller	Ming	Wetmore	
Edinburgh	Kline	Russell	Yeomans	
Ely	Lugers			14

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Smith	Whitney	
Jenks	Linsley			14

Mr. Moriarty moved that there be a call of the Senate.

Mr. Edinburgh demanded the yeas and nays.

The motion made by Mr. Moriarty then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Smith	Whitney	
Jenks	Linsley			14

NAYS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell	
Bates	Fairbanks	Lugers	Seeley	
Bland	Fuller	Martindale	Wetmore	
Edinburgh	Fyfe	Ming	Yeomans	16

Mr. Fyfe moved that the Senate take a recess until 3:45 o'clock p. m.

Mr. MacKay demanded the yeas and nays.

The motion made by Mr. Fyfe then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Russell
Bates	Fairbanks	Lugers	Seeley
Bland	Fuller	Martindale	Wetmore
Edinburgh	Fyfe	Ming	Yeomans

NAYS.

Mr. Cady
Carton
Cropsey
Jenks

Mr. Kane
Keyes
Kinnane
Linsley

Mr. MacKay
Moriarty
Smith

Mr. Traver
Tuttle
Whitney

14

The time being 2:55 o'clock p. m.,

AFTER RECESS.

3:45 o'clock n. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Wetmore moved to discharge the Committee on State Affairs from the further consideration of
Senate bill No. 2, entitled

A bill to regulate the employment of legislative lobby counsel and agents and to provide for the return of legislative expenses.

Mr. MacKay demanded the yeas and nays.

The motion made by Mr. Wetmore then did not prevail, two-thirds of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen
Bates
Bland
Edinborough

Mr. Fairbanks
Fyfe
Kline

Mr. Martindale
Ming
Russell

Mr. Seeley
Wetmore
Yeomans

13

NAYS.

Mr. Cady
Carton
Cropsey
Jenks

Mr. Kane
Keyes
Kinnane
Linsley

Mr. MacKay
Moriarty
Peek
Smith

Mr. Traver
Tuttle
Whitney

15

Mr. Fyfe moved to reconsider the vote by which the Senate today refused to pass

House bill No. 1, entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary

elections and to prescribe penalties for violations of the provisions hereof, and to repeal Act No. 181 of the Public Acts of 1905.

Mr. Moriarty demanded the yeas and nays.

The roll of the Senate was called by the Secretary.

Whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Seeley	
Bates	Fairbanks	Martindale	Wetmore	
Bland	Fuller	Ming	Yeomans	
Edinburgh	Fyfe	Russell		15

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Peek	Whitney	
Jenks	Linsley	Smith		15

The Secretary announced that 15 of the Senators had voted "yea" and that 15 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared the motion made by Mr. Fyfe had prevailed.

Mr. Tuttle asked that the following protest be entered on the Journal:

"I desire to protest against the Chair's voting on the above motion, for the same reasons stated in my protest of yesterday."

Mr. Fyfe moved that the bill be referred to the Committee on Elections.

Mr. MacKay demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Seeley	
Bates	Fairbanks	Martindale	Wetmore	
Bland	Fuller	Ming	Yeomans	
Edinburgh	Fyfe	Russell		15

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Peek	Whitney	
Jenks	Linsley	Smith		15

The Secretary announced that 15 of the Senators had voted "yea" and that 15 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared the motion made by Mr. Fyfe had prevailed.

Mr. Tuttle asked that the following protest be entered on the Journal:

"I desire to protest against the Chair's voting on the above motion, for the same reasons stated in my protest of yesterday."

Mr. Seeley moved that the Senate take up the order of Reports of Standing Committees.

Mr. MacKay demanded the yeas and nays.

The roll of the Senate was called by the Secretary, whereupon the Senators voted as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. Kline	Mr. Seeley	
Bates	Fairbanks	Martindale	Wetmore	
Bland	Fuller	Ming	Yeomans	
Edinborough	Fyfe	Russell		15

NAYS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Peek	Whitney	
Jenks	Linsley	Smith		15

The Secretary announced that 15 of the Senators had voted "yea" and that 15 of the Senators had voted "nay."

Whereupon the President voted "yea" and declared the motion made by Mr. Seeley had prevailed.

Mr. Tuttle asked that the following protest be entered on the Journal:

"I desire to protest against the Chair's voting on the above motion, for the same reasons stated in my protest of yesterday."

REPORTS OF STANDING COMMITTEES.

By the Committee on Elections

The Committee on Elections report

Senate substitute for Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions;

With the following recommendation:

While your committee does not believe this bill is the one that should be passed at this session, it is the only one that it believes stands any chance of passing in the Senate and it therefore reports it and recommends that all amendments heretofore made be stricken out and that the bill then pass as originally introduced.

ANDREW FYFE,
Chairman.

The report was accepted and adopted and the committee discharged.

The question being on the passage of the bill,

Mr. Fyfe moved to amend the bill,

By inserting in line 3 of section 40 after the word "cast" the words "for candidates for that office."

The question being on receiving the amendment,

Mr. Fyfe demanded the yeas and nays.

The amendment was then not received, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen Bland	Mr. Edinborough	Mr. Fyfe	Mr. Seeley	5
--------------------	-----------------	----------	------------	---

NAYS.

Mr. Bates Cady Carton Cropsey Ely Fuller	Mr. Jenks Kane Keyes Kinnane Kline Linsley	Mr. MacKay Ming Moriarty Peek Russell	Mr. Smith Traver Tuttle Whitney Yeomans	22
---	---	---	---	----

The question being on the passage of the bill,
The bill was then passed, a majority of all the Senators-elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen Bates Bland Cady Carton Cropsey Edinborough	Mr. Ely Fairbanks Fuller Fyfe Jenks Kane Keyes	Mr. Kinnane Kline Linsley MacKay Martindale Moriarty Peek	Mr. Russell Seeley Smith Traver Tuttle Wetmore Yeomans	28
---	--	---	--	----

NAYS.

Mr. Whitney	1
-------------	---

The title of the bill was agreed to.

Mr. Tuttle moved that the bill be given immediate effect.

Mr. Ming demanded the yeas and nays.

The motion then did not prevail, two-thirds of all the Senators-elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bates Cady Carton Cropsey Fuller	Mr. Fyfe Jenks Kane Keyes Kinnane	Mr. Linsley MacKay Moriarty Peek Russell	Mr. Seeley Smith Traver Tuttle Yeomans	20
--	---	--	--	----

NAYS.

Mr. Allen Bland Edinborough	Mr. Ely Kline	Mr. Martindale Ming	Mr. Wetmore Whitney	9
-----------------------------------	------------------	------------------------	------------------------	---

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 15, entitled

A bill to amend Act 206 of the Public Acts of 1901, entitled "An act to prescribe the terms and conditions on which foreign corporations may be admitted to do business in Michigan," as amended by Act 310 of the Public Acts of 1907, by amending section 5 and adding one new section to be known as section 10;

And to inform the Senate that in the passage of the bill the House has concurred, and has also concurred in ordering the bill to take immediate effect.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following Joint Resolution:

Senate Joint Resolution No. 13, entitled

Joint Resolution authorizing the Auditor General to transfer the fund for "Remodeling old farm house into hospital for contagious diseases" to the credit of the State Industrial Home for Girls, to the regular "Hospital" fund for the purpose of erecting a screened porch for the use of tuberculosis patients;

And to inform the Senate that in the passage of the Joint Resolution the House has concurred, and has also concurred in ordering the Joint Resolution to take immediate effect.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The Joint Resolution was referred to the Secretary for printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. Smith moved to take from the table

House resolution No. 11.

Resolved (the Senate concurring), That from and after Friday, the 18th day of October, inst., at 3 o'clock p. m., the two houses of the Legislature will transact no other business than for the President of the Senate and Speaker of the House to sign enrolled bills for presentation to the Governor and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of the Legislature shall be Friday, the 25th day of October, inst., at 12 o'clock noon of that day.

The motion prevailed.

The question being on the adoption of the resolution,

Mr. Smith moved to amend the resolution by striking out of line 2 the figure "3" and inserting in lieu thereof the figure "7."

Mr. Fuller moved that the motion made by Mr. Smith be laid on the table.

Mr. Smith demanded the yeas and nays.

The motion made by Mr. Fuller then prevailed, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Edinborough	Mr. Keyes	Mr. Russell
Bates	Ely	Kinnane	Seeley
Bland	Fairbanks	Kline	Traver
Cady	Fuller	Martindale	Wetmore
Cropsey	Fyfe	Ming	Yeomans

20

NAYS.

Mr. Carton	Mr. Linsley	Mr. Peek	Mr. Tuttle
Jenks	MacKay	Smith	Whitney
Kane	Moriarty		

10

Mr. Keyes moved that the Senate take a recess until 7 o'clock p. m.

Mr. Smith moved that the motion made by Mr. Keyes be laid on the table, on which motion he demanded the yeas and nays.

The motion made by Mr. Smith then did not prevail, a majority of all the Senators present not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Bates	Mr. Jenks	Mr. MacKay	Mr. Tuttle
Bland	Kane	Moriarty	Whitney
Carton	Kinnane	Peek	
Cropsey	Linsley	Smith	

14

NAYS.

Mr. Allen	Mr. Fairbanks	Mr. Kline	Mr. Seeley
Cady	Fuller	Martindale	Traver
Edinborough	Fyfe	Ming	Wetmore
Ely	Keyes	Russell	Yeomans

16

The question then being on the motion made by Mr. Keyes,

The motion prevailed, the time being 4:30 o'clock p. m.

AFTER RECESS.

7 o'clock p. m.

The Senate was called to order by the President.
A quorum of the Senate was present.

The Sergeant-at-Arms announced a committee of the House, who informed the Senate that the House had completed its business and was ready to adjourn.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE HOUSE.

The following message from the House was received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following bill:

Senate bill No. 3 (file No. 3), entitled

A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate primary elections and to prescribe penalties for violations of its provisions;

And to inform the Senate that in the passage of the bill the House has concurred.

Very respectfully,
PAUL H. KING,
Clerk of the House of Representatives.

The bill was referred to the Secretary for printing and presentation to the Governor.

The following message from the House was also received and read:

House of Representatives,
October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to return to the Senate the following concurrent resolution:

Senate resolution No. 13.

Resolved, by the Senate (the House concurring), That from and after 12 o'clock midnight, October 18, 1907, the two houses of the Legislature will transact no other business than for the President of the Senate and the Speaker of the House to sign enrolled bills for presentation to the

Governor and the entry of the same on the Journal by the Secretary of the Senate and the Clerk of the House, and the date of final adjournment of the Legislature shall be on Saturday, October 26, at 12 o'clock noon;

In the adoption of which the House has concurred.

Very respectfully,

PAUL H. KING,

Clerk of the House of Representatives.

The following message from the House was also received and read:

House of Representatives,

October 18, 1907.

To the President of the Senate:

Sir:—I am instructed by the House to transmit to the Senate the following concurrent resolution:

House resolution No. 15.

Resolved, by the House (the Senate concurring), That when the two houses of the Legislature adjourn today they stand adjourned until Saturday, October 26, at 11:55 a. m.;

Which has been adopted by the House, and in which the concurrence of the Senate is respectfully asked.

Very respectfully,

PAUL H. KING,

Clerk of the House of Representatives.

The question being on concurring in the adoption of the resolution,
The resolution was adopted.

By unanimous consent the Senate returned to the order of

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,

Lansing, October 18, 1907.

To the President of the Senate:

Sir:—The constitution of the State confers upon the Governor the privilege of communicating with the legislature, or either branch thereof, by special message. I have, therefore, deemed it proper, before the members of this body depart for their homes, to express myself briefly regarding the work of the special session which is about to be concluded.

The emergency due to the failure of the Legislature to enact a valid law making necessary appropriation for the maintenance of the Central Michigan Normal School has been met and the needs of this excellent institution have been properly provided for. Suggested changes in the juvenile court law, the law for the support of the National Guard

and the statute governing admissions to the Michigan Soldiers' Home have been made, and these acts materially improved.

While the primary bill passed at this special session is in some particulars an improvement on the law which it supersedes, it still not only falls far short of meeting the demands of the people, but also robs the people of important rights previously granted them. The sections of the new law which provide for a single primary day and for the nomination of candidates for United States Senator by direct vote are to be commended. The former will next year alone save to the tax payers of Michigan four times the expense incurred by this extra session of the Legislature, to say nothing of the valuable time it will save to thousands of Michigan citizens who have hitherto been required to attend additional primaries.

It is impossible, however, to too severely condemn and denounce the action of those sixteen senators who banded together and insisted upon withholding from the people of Michigan their acknowledged right to nominate their own candidates for Governor and Lieutenant Governor unhampered by a requirement that the successful candidates for these two offices alone out of the very large number covered by the new primary law shall poll any specified proportion of the total vote cast.

Throughout this entire controversy no opponent of the proposition to eliminate the percentage provision from the law has had the effrontery to even hint that the people do not desire the right to nominate candidates for these two offices on the same basis as they are permitted to nominate candidates for all other offices enumerated in the primary law, much less to seriously advance such a claim, and the refusal of these same sixteen senators to grant the people the privilege of expressing their wish in this regard at next year's election is positive proof of their belief that the people demand such right and would so declare by an overwhelming vote if given an opportunity to do so. It goes without saying that if Senators who have so strenuously and persistently opposed these features of the proposed law had the slightest reason to believe that their position would be sustained by the people, they would not for a moment hesitate to submit the question to a vote.

The retention in the law of the percentage feature is simply a last frantic attempt to keep the nomination of candidates for Governor and Lieutenant Governor in this State in a convention and as far from the people as possible and as long as possible. Whose interests will best be subserved by this action may safely be left to the people to judge. They can be depended upon to record that judgment in no uncertain manner at their earliest opportunity. I may add that those who favor the elimination of the percentage provision are entirely willing to abide by the verdict of the people of Michigan.

The primary bill introduced by Senator Keyes, of Eaton county, and supported by his fifteen associates, whose opposition prevented the passage of a better measure by the Senate, contains a provision that will force some counties in the State to go back to the old discredited and corrupt system of snap caucuses.

I mistake the temper of the people of Michigan if they do not regard with distrust and resentment those who forced the inclusion of a distinctly retrogressive provision in the new primary law. The law of 1905 provided that all delegates to county conventions called for the purpose

of electing delegates to State conventions should be chosen in each and every county in the State at the June primaries, regardless of the acceptance or rejection by any county of the primary system of naming candidates for county offices. The law just enacted provides that delegates to such county conventions shall be chosen at primaries in such counties only as have adopted the primary system of nominating candidates for county offices. This is clearly a step backward, forced, as I have already stated, by the attitude of those legislators who have exercised all their ingenuity to deprive the people of the State of the privilege of choosing their own representatives and to give back to the easily controlled and corrupted snap caucuses the power that had once been wrested from them. I confidently assert that the people of Michigan can be depended upon to resent in a most emphatic manner this studied and deliberate invasion of their rights.

The people should be alert and prevent the consummation of this dastardly scheme by circulating in all counties that are apt to be affected by this change in the law, petitions for the submission at the election in April next, the question of nominating candidates for county offices by direct vote. The adoption of this plan will effectually do away with any opportunity for snap caucuses.

I desire it to be understood that I shall continue in next year's primaries the campaign for the elimination of these objectionable provisions of the new law. My confidence in my estimate of the purpose and wishes of the people of Michigan is such that I have no hesitancy in predicting that the next senate of this state will not contain enough members opposed to giving the people the right to nominate their own candidates for these offices to insure the retention of these obnoxious provisions in the statute.

Conclusive proof of the deliberate purpose of the sixteen senators who stood in the way of the enactment of a better primary law to continue and foster the corrupt and discredited caucus and convention system wherever possible, is found in their refusal to correct an error in a recently enacted law which had for its purpose the application of the provisions of the Kent county primary law to the city of Grand Rapids. Refusal to pass this corrective measure needs only to be mentioned in order to prove the studied purpose of the senators referred to, to curtail the rights and privileges of the people in every possible way. This was a local bill which had passed the House without a dissenting vote. It had the unanimous support of all the representatives in both houses of the city which alone it affected. Every consideration of fairness and good sense, to say nothing of legislative courtesy and time honored custom demanded that it be passed. Yet the sixteen senators who availed themselves of every opportunity to thwart the will of the people promptly put it to death.

In view of the fact that the bill passed provides for a single primary day, thus effecting a saving of the taxpayers' money, and includes a provision for the nomination by the people of candidates for United States Senator, I have concluded to give it my approval. While I should have been glad to have presented to me for my signature a much stronger and better bill, the advantageous provisions just mentioned are, even with the obnoxious provisions insisted upon by the sixteen senators who have so successfully defeated the will of the people, better than no bill at all.

If the rejection of the bill designed to as far as possible eliminate the lobby evil is in the interests of the people of the state, it is certainly incumbent upon those who defeated this measure to prove it. Thus far the people have been quite unable to appreciate in what respect they have been the gainers by the presence in the capitol during sessions of the legislature of lobbyists paid to represent special interests.

The people of Michigan will also require not a little education before they will be able to understand just how their best interests have been subverted by the refusal to pass the bills providing for the taxation of telephone and telegraph companies on an ad valorem basis in common with all other property of the state, and for the elimination of ocean mileage from the computation of express companies made as a basis for taxation. The rejection of these two bills has enabled the corporations interested to escape the payment of many thousands of dollars in taxes annually—a payment which should be exacted from them as a matter of simple justice. It is a notorious fact, which no one has yet seen fit to challenge, that, under existing laws, these corporations are not carrying their just proportion of the burdens of state government. Yet they are powerful enough in this legislature to still further postpone the day when they will be called upon to contribute in the same proportion as is required of the humblest taxpayer in this state. In the meantime, as intimated above, the people will be interested in being advised just how and in what particular this postponement operates to their advantage.

For reasons which the people of the state will be eager to learn, the legislature at this extra session has also seen fit to refuse to enact law to prevent over-capitalization and stock watering by railroad corporations, all of which is now done at the expense of the general public. Thus far no reason worthy of the name has been given, and I make bold to remark that no valid reason can be given, now or hereafter.

The assertion that any bill was rejected because of lack of time for consideration, is a mere subterfuge advanced by those who could think of no valid reason for their action in opposing the measures. No new or intricate question was involved. For the most part, the matters had been subjects for consideration at previous sessions and in no case did a bill embody anything but a simple, straightforward proposition which could readily be understood at sight. The lobby bill merely embodied provisions of laws which have proved to be effective in other states. The details of the other bills were familiar to every member of the legislature and were plain provisions requiring certain corporations to pay just taxes which they are now permitted to escape. The cry of lack of time for consideration will be credited by no one. It is so puerile as to be childish.

During this special session, as well as during the regular session which preceded it, the charge has been repeatedly made that my attitude in support of many measures of importance, demanded by and in the interests of a very great majority of all classes of our people, was due to a desire to advance my political fortunes.

This charge was persistently made when I advocated the two-cent passenger fare bill, a better primary law, the establishment of a prison binder twine plant, a good, workable railroad commission law, bills prohibiting over-capitalization and the watering of stock by corporations, providing for the registration and regulation of lobbyists and other commendable legislation.

In my judgment, these charges originated with persons who represent interests that are not inclined to favor the political fortunes of anyone who does not do their bidding, or who is controlled by his own individual judgment of what is right or wrong, and acts accordingly. A man who submits to having these matters decided for him by those who permit themselves and their judgments to be controlled by others, would undoubtedly not be subjected to that criticism.

To those members of the legislature who have so much to say about my political future, I simply desire to remark that the nature of that future will not be for them to decide. I would respectfully remind them that their own political future, as well as mine, will be decided by the people of Michigan to whom I am perfectly willing to state the reasons for my actions in connection with legislation, and reveal the motives which prompted such actions. Those who have opposed my recommendations may find it necessary to make a similar disclosure.

When a man does the right thing, whether as a member of the legislature or chief executive of the state, he will not be embarrassed at any time by anyone raising a question of motive.

Respectfully submitted,

FRED M. WARNER,
Governor.

Several of the Senators temporarily absent entered the Senate Chamber and took their seats.

Mr. Tuttle moved that the Governor's message be re-read.

Mr. Moriarty demanded the yeas and nays.

Pending the roll call, Mr. Tuttle withdrew his motion.

Mr. Moriarty moved that the Senate take a recess until 8:05 o'clock p. m.

The motion prevailed, the time being 7:35 o'clock p. m.

AFTER RECESS.

8:05 p. m.

The Senate was called to order by the President.

There was not a quorum of the Senate present.

Mr. MacKay moved that there be a call of the Senate.

The motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the Senate was called by the Secretary, and the following Senators reported absent without leave: Messrs. Allen, Bates, Bland, Edinborough, Ely, Fairbanks, Fyfe, Kline, Lugers, Martindale, Ming, Russell, Seeley, Wetmore and Yeomans.

Mr. MacKay moved that the Sergeant-at-Arms be despatched after the absentees.

The motion prevailed.

Mr. MacKay offered the following resolution:

Senate resolution No. 15.

Resolved, That Joseph Brusselbach be deputized as assistant sergeant-at-arms and that he be despatched to arrest and bring in the absentees under the present call of the Senate.

The President stated that inasmuch as there was not a quorum of the Senate present, nothing was in order but a motion to adjourn or a call of the Senate.

Mr. MacKay arose to a point of order, and quoted Senate rule No. 40, which provides:

A call of the Senate may be ordered by a majority of the Senators present, whether a quorum or not, and in pursuance thereof the Sergeant-at-Arms, or any other person or persons duly empowered by a majority of the Senators present and voting, may be despatched for and arrest any or all Senators absent without leave, as said majority shall agree (at the expense of such absent Senators respectively, unless such excuse shall be made for non-attendance as the Senate, when a quorum is convened, shall judge sufficient, in which case the same shall be paid as incidental expenses of the Senate). And any such Senator or Senators absent without sufficient excuse shall not be entitled to per diem allowance during the time of absence in case the Senate shall so determine.

The President declared the point of order well taken.

The question being on the adoption of the resolution,

The resolution was adopted.

Mr. Tuttle moved that Willis Fox be deputized to assist the Sergeant-at-Arms and that he be despatched after the absentees.

The motion prevailed.

Mr. Tuttle moved that Henry Behrendt, Chief of Police of the City of Lansing, be deputized to assist the Sergeant-at-Arms, and that he be despatched to arrest and bring in the absentees.

The motion prevailed.

Mr. Tuttle moved that Fred Brown and Fay Dunning be deputized to assist the Sergeant-at-Arms, and be despatched to arrest and bring in the absentees.

The motion prevailed.

Mr. Tuttle moved that George L. Clark be deputized and that he be despatched after the absentees.

The President declared the motion of Mr. Tuttle out of order for the reason that no employee can be despatched upon business other than that for which they have been employed, except by order of the Senate, a quorum being present.

Mr. Fuller moved that the Senate adjourn.

The motion did not prevail.

Mr. MacKay moved that Colonel J. N. Cox be deputized to act as

assistant to the Sergeant-at-Arms and that he be despatched after the absentees.

The motion prevailed.

The Sergeant-at-Arms at 10:20 o'clock p. m. announced Mr. Martindale at the bar of the Senate.

The President admitted Mr. Martindale within the bar, and allowed him to take his seat.

Mr. MacKay moved that the Senate proceed with the regular order of business under the call.

The motion prevailed.

By unanimous consent, the Senate returned to the order of

MOTIONS AND RESOLUTIONS.

Mr. MacKay offered the following resolution:
Senate resolution No. 16.

Whereas, The Senate, in evening session, has heard read an extraordinary communication from the Governor of the state which, under the guise of a message, seeks to criticise, censure and lecture the two houses of the legislature and with a deplorable loss of dignity to assail both the acts and motives of members of the Senate for opposing and defeating the primary bill which he sought to compel the legislature to pass and which has been defeated, and further, with a startling misconception of the dignified relation of the Governor to the legislature as a co-ordinate body, seeks to arraign the members thereof before the people, in language couched neither in terms of decorum nor decency; and

Whereas, This body, upon mature and deliberate consideration, deems this alleged message a gross impropriety and indignity and utterly unwarranted;

Be it Resolved, That we denigrate and denounce said communication alleged to be a message and offered under the guise of such, as an unseemly and disingenuous attempt to use the constitutional power vested in the office of Governor, in order to get before the people of the state a partisan and selfish plea in support of a position which he has long sought to maintain and which has this day been repudiated and defeated by an almost unanimous vote of both houses of the legislature in the passage of a primary bill prepared and presented by the sixteen Senators whom he seeks to assail and call to account;

Be it further resolved, That we deem the aforesaid deliverance frankly suggestive of the temporary ill-temper of one meanly conscious of deserved defeat, and bearing in mind the dignity, temperance and courtesy which has, in the history of Michigan, characterized the formal and public relations of the executive to the legislature, we express our sorrow that either wounded pride, malice or any other unseemly feel-

ing should move the Governor of a great state to offer an undeserved indignity to both houses of the legislature, constituting as they do a co-ordinate branch of the state government, independent of the executive and responsible only to the people for legislation.

Be it further resolved, That we express our charitable belief that upon due reflection the Governor will feel that this astonishing deliverance can hardly be viewed as a matter of state pride even in the eyes of his most partial friends, and that he will not wish it to go before the people;

Be it further resolved, That it is the sense of the Senate that the aforesaid communication be returned to the Governor with a copy of this resolution;

Be it further resolved, That this resolution be incorporated into the record of today's proceedings of the Senate;

Be it further resolved, That, having in view the dignity and common honesty that should characterize public official communications between co-ordinate branches of the state government, we deplore the scurrility, mendacity and gross insincerity of the language and statements so communicated by the Governor which, in these characteristics, seem to us to exceed anything he has heretofore addressed to us.

The question being on the adoption of the resolution,

Mr. Fuller demanded the yeas and nays.

The resolution was then adopted, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Cady	Mr. Kane	Mr. MacKay	Mr. Traver	
Carton	Keyes	Moriarty	Tuttle	
Cropsey	Kinnane	Peek	Whitney	
Jenks	Linsley	Smith		15

NAYS.

Mr. Fuller	Mr. Martindale	2
------------	----------------	---

Mr. Carton offered the following resolution:
Senate resolution No. 17.

Resolved, That Joseph Brusselbach, Willis Fox and George L. Clark be allowed the sum of five dollars each for extra services performed as assistants to the Sergeant-at-Arms in bringing before the bar the Senate absentees.

The question being on the adoption of the resolution,
The resolution was adopted.

Mr. Carton offered the following resolution:
Senate resolution No. 18.

Resolved, That Henry Behrendt, Fred J. Brown and Fay Dunning be allowed the sum of five dollars each for services performed in assisting the Sergeant-at-Arms to bring before the bar of the Senate the absentees under the call.

The question being on the adoption of the resolution,
The resolution was adopted.

Mr. MacKay moved that all further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Moriarty moved that the Senate adjourn.

The motion prevailed, the time being 10:55 o'clock p. m.

The President declared the Senate adjourned until Saturday, October 26, at 11:55 o'clock a. m.

ELBERT V. CHILSON,
Secretary of the Senate.

TENTH DAY.

Lansing, Saturday, October 26, 1907.

11:55 o'clock a. m.

The Senate met pursuant to adjournment and was called to order by the President.

The Secretary announced that the following bill had been printed and that it was presented to the Governor for approval, October 18:
Senate bill No. 7 (file No. 7, enrolled No. 1).

The Secretary also announced that the following bills and joint resolutions had been printed and that they were presented to the Governor for approval, October 24:

Senate joint resolution No. 14 (enrolled No. 2);
Senate joint resolution No. 13 (enrolled No. 3);
Senate bill No. 15 (enrolled No. 4);
Senate substitute for Senate bill No. 3 (file No. 3, enrolled No. 5).

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was received and read:

Executive Office,
Lansing, October 24, 1907.

To the President of the Senate:

Sir—I have this day approved, signed and deposited in the office of the Secretary of State

Senate bill No. 7 (enrolled No. 1), being

An act to amend section eleven of act number one hundred fifty-two of the Public Acts of eighteen hundred eighty-five, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors and marines in the State of Michigan," said section being compiler's section two thousand sixty-two of the Compiled Laws of eighteen hundred ninety-seven, and having been last amended by act number twenty-five of the Public Acts of nineteen hundred one;

Also:

Senate joint resolution No. 14 (enrolled No. 2), being

Joint resolution authorizing the board of trustees of the Upper Peninsula Hospital for the Insane, at Newberry, to purchase one hundred twenty acres of land adjacent to the north line of the property owned by said institution;

Also:

Senate joint resolution No. 13 (enrolled No. 3), being

Joint resolution authorizing the Auditor General to transfer the fund for "remodeling old farm house into hospital for contagious diseases" to the credit of the State Industrial Home for Girls, to the regular "hospital" fund for the purpose of erecting a screened porch for the use of tuberculosis patients;

Also:

Senate bill No. 15 (enrolled No. 4), being

An act to amend act two hundred six of the Public Acts of nineteen hundred one, entitled "An act to prescribe the terms and conditions on which foreign corporations may be admitted to do business in Michigan," as amended by act three hundred ten of the Public Acts of nineteen hundred seven, by amending section five and adding one new section to be known as section ten;

Also:

Senate substitute for Senate bill No. 3 (enrolled No. 5), being

An act relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate primary elections and to prescribe penalties for violation of its provisions.

Very respectfully,

FRED M. WARNER,
Governor.

The hour of 12 o'clock noon having arrived,

The President, in accordance with the resolution fixing the date of final adjournment and in accordance with the provisions of the constitution determining the hour of such adjournment declared the Senate adjourned without date.

ELBERT V. CHILSON,
Secretary of the Senate.

EXTRA SESSION OF 1907.

Proceedings of the Senate in Executive Session.

**Lansing, October 10, 1907,
9:40 a. m.**

The Sergeant-at-arms announced that the Senate Chamber had been prepared for the Executive Session.

The Senate took up the order of

REPORTS OF STANDING COMMITTEES.

By the Committee on Executive Business:

The Committee on Executive Business to whom was referred the following nominations to office by the Governor:

George Clapperton, of Grand Rapids, Kent county, as member of the Board of Corrections and Charities, for the unexpired portion of the term ending December 31, 1908;

Collins H. Johnson, of Grand Rapids, Kent county, as member of the Board of Trustees, State Sanatorium, for the term of six years from and after September 1, 1907;

Frank R. Gray, of Clare, Clare county, as member of the Board of Trustees, State Sanatorium, for the term of six years from and after September 1, 1907;

George W. Dickinson, of Pontiac, Oakland county, as member of the Michigan Railroad Commission for the term ending January 15, 1909;

James Scully, of Ionia, Ionia county, as member of the Michigan Railroad Commission, for the term ending January 15, 1909;

William J. Kay, of Lapeer, Lapeer county, as member of the Board of Trustees, Eastern Michigan Asylum, for the unexpired portion of the term ending December 31, 1908;

Charles W. Nash, of Flint, Genesee county, as member of the State Court of Mediation and Arbitration for the unexpired term ending May 26, 1908;

Respectfully report that they have had the same under consideration, and recommend that the Senate advise and consent to the said nominations to office.

**O. B. FULLER,
Chairman.**

Mr. Fuller moved that the Senate advise and consent to the foregoing nominations as a whole.

The motion prevailed.

The Senate then advised and consented to the said nominations to office, a majority of all the Senators present voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Allen	Mr. Ely	Mr. MacKay	Mr. Smith	
Bates	Fuller	Martindale	Traver	
Bland	Fyfe	Ming	Tuttle	
Cady	Jenks	Moriarty	Wetmore	
Carton	Kane	Peek	Whitney	
Cropsey	Keyes	Russell	Yeomans	
Edinborough	Kinnane	Seeley		27

NAYS.

0

Mr. Fuller moved that the Executive Session close.

The motion prevailed, the time being 9:45 o'clock a. m.

CERTIFICATE.

Lansing, October 26, 1907.

I hereby certify that the foregoing is a correct Journal of the proceedings of the Senate of the Legislature of Michigan in special session October 7 to 26, 1907.

**ELBERT V. CHILSON,
Secretary of the Senate.**



INDEX.

07604

INDEX.

This index is composed of the following parts:

- I. Index to all bills and joint resolutions introduced in the Senate.
 - II. Index to all bills and joint resolutions received from the House of Representatives.
 - III. History of Senate bills and joint resolutions.
 - IV. Senate history of bills and joint resolutions received from the House of Representatives.
 - V. History of all resolutions introduced in the Senate.
 - VI. General index to Senate Journal.
-

PART I.

INDEX TO ALL BILLS AND JOINT RESOLUTIONS INTRODUCED IN THE SENATE.

(The references are to bill numbers.)

B.

Ballots, to amend act providing for the casting, registration, recording and counting of, 12.

C.

Candidates—

- relative to nomination of party, for public office, 1.
- relative to nomination of party, 4.
- relative to nomination of party, for public office and delegates to political conventions, and to regulate and protect primary elections, 3.

Car loaning companies—

- to provide for the assessment of the property of, 6.
- to amend act providing for the assessment of the property of, 11.
- to amend the act providing for the assessment of the property of, 8.

Corporations, foreign, to amend act prescribing terms and conditions under which, may do business in Michigan, 15.

D.

Delinquent children, to define, and to regulate the treatment and control of, 9.

E.

Expenses, legislative, to provide for the return of, and to regulate employment of legislative lobby counsel, 2.

Express companies—

- to amend the act providing for the assessment of the property of, 8.
- to amend act providing for the assessment of property of, 11.

F.

Foreign corporations, to amend act prescribing terms and conditions under which, may do business in Michigan, 15.

Funds—

to provide for the transfer of certain, for the purchase of lands for Upper Peninsula Hospital for Insane at Newberry, 14.

to transfer certain, for erection of a screened porch at the State Industrial School for Girls, 13.

L.

Legislative lobby counsel and agents, relative to the employment of and to provide for the return of legislative expenses, 2.

Lobbying, to regulate, 2.

M.

Marines, to amend act providing for the admission of, to the Soldiers' Home, 7.

Military establishment, to increase the efficiency of, 5.

N.

Neglected children, to define, and to regulate the treatment and control of, 9.

Nominations, relative to, of candidates for certain public offices, 4.

P.

Primary elections—

to amend act relative to, in Kent county, 10.

to regulate and protect, and relative to the nomination of party candidates for public office and delegates to political conventions, 1.

to regulate and protect, and to provide for the nomination of party candidates for public office and delegates to political conventions, 3.

Probate courts, to prescribe the jurisdiction of, relative to the control of dependent, neglected and delinquent children, 9.

R.

Refrigerator car companies—

to provide for the assessment of the property of, 6.

to amend the act providing for the assessment of the property of, 8.

Railroad companies—

to amend act providing for the assessment of the property of, 8.

to amend act providing for the assessment of the property of, 11.

to provide for the assessment of the property of, also that of union station and depot companies, sleeping car companies and express companies, 6.

S.

Sailors, to amend act providing for the admission of, to the Soldiers' Home, 7.

Sleeping car companies—

to amend act providing for the assessment of property of, 11.

to amend act providing for the assessment of the property of, 8.

to provide for the assessment of the property of, 6.

Soldiers' Home, to amend act providing for admission of soldiers to the, 7.

State Industrial School for Girls, to transfer certain funds for erection of screened porch at, 13.

Stock car companies—

to amend act providing for the assessment of property of, 11.

to amend act providing for the assessment of the property of, 8.

to provide for the assessment of the property of, 6.

U.

Union station and depot companies—

to amend act providing for the assessment of property of, 11.

to amend the act providing for the assessment of the property of, 8.

Upper Peninsula Hospital for Insane at Newberry, to provide for transfer of certain funds for purchase of land for, 14.

V.

Voting machines, to amend act relative to purchase of, 12.

PART II.

INDEX TO ALL BILLS AND JOINT RESOLUTIONS RECEIVED FROM THE HOUSE.

(The references are to bill numbers.)

A.

Appropriation, making, for the Central Michigan Normal School, 3.

B.

Bonds, relative to the issue of, by railroad companies, 6.

C.

Central Michigan Normal School, making appropriation for, 3.

D.

Delinquent children, to regulate the treatment and control of, 7.

F.

Fairview, to annex the village of, to city of Detroit, 13.

G.

Grosse Pointe, to annex the village of Fairview in the township of, to city of Detroit, 13.

J.

Juvenile courts, to provide for the establishment of, for control of neglected and dependent children, 7.

M.

Military establishment, to increase efficiency of, 8.

N.

Neglected children, to regulate the treatment and control of, 7.

Notes, relative to the issue of, by railroad companies, 6.

P.

Primary elections, to amend act relative to, 1.

Primary elections, relative to, in the county of Kent, 16.

R.

Railroad companies, relative to the issue of stocks, bonds and notes by, 6.

S.

Stocks, to regulate the issue of, by railroad companies, 6.

T.

Taxes, to provide for the disposition of certain, collected for county road purposes in the county of Wayne, 14.

V.

Voting machines—

Relative to the purchase of, 9.

Relative to the use of, 9.

W.

Wayne, to provide for the disposition of certain taxes collected, for county road purposes in the county of, 14.

PART III.

HISTORY OF ALL BILLS AND JOINT RESOLUTIONS INTRODUCED IN THE SENATE.

(The references are to page numbers.)

1. A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof:
 - introduced by Mr. Fyfe, October 7, ordered printed and referred to the committee on elections..... 7
 - reported substituted, October 8, and made a special order for October 9, at 2:15 o'clock p. m..... 11
 - considered in committee of the whole on the special order, October 9, amended and placed on the order of third reading of bills.... 17
 - read third time, October 9, not passed, reconsidered and re-referred to the committee on elections..... 18
2. A bill to regulate the employment of legislative lobby counsel and agents and to provide for the return of legislative expenses:
 - introduced by Mr. Edinborough, October 7, ordered printed and referred to the committee on elections..... 7
 - motion to discharge committee, October 18, did not prevail..... 74
3. A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal act No. 181 of the public acts of 1905:
 - introduced by Mr. Bland, October 9, ordered printed and referred to the committee on elections..... 19
 - reported favorably, October 15, and placed on the general order.... 33
 - considered in committee of the whole, October 15, substitute offered and adopted and placed on the order of third reading of bills.. 35
 - pending third reading, October 15, the bill was made a special order for October 17, at 10 o'clock a. m..... 35
 - read third time, October 17, and referred to the committee on elections 42-43

reported amended, October 17, amendments were adopted, bill not passed	47-48
reconsidered, October 18, and re-referred to the committee on elections	57
reported, October 18, the committee recedes from its former amendments and passed	77
returned, October 18, and referred to the secretary for printing and presentation to the governor	81
approved, October 24, 1907, (Enrolled No. 5)	92
4. A bill relative to the nomination of party candidates for certain public offices:	
Introduced by Mr. Bland, October 9, ordered printed and referred to the committee on elections	19
5. A bill to repeal section twenty-five and to amend sections ten, twenty-seven, fifty-three and fifty-eight of act No. 204 of the public acts of 1901 as amended by act No. 111 of the public acts of 1905, entitled "An act to increase the efficiency of the military establishment of the state of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act":	
Introduced by Mr. Bland, October 10, ordered printed and referred to the committee on military affairs	27
6. A bill to amend the title and sections 4, 5, 6, 8, 9, 10, 13, 14 and 18 of act No. 282 of the public acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a state board of assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act":	
Introduced by Mr. Bland, October 10, ordered printed and referred to the committee on taxation	28
7. A bill to amend section 11 of act No. 152 of the public acts of 1885, entitled "An act to authorize the establishment of a home for disabled soldiers, sailors, and marines in the state of Michigan," said section being compiler's section 2062 of the compiled laws of 1897, and having been last amended by act No. 25 of the public acts of 1901:	
Introduced by Mr. Ely, October 10, ordered printed and referred to the committee on Soldiers' Home	28
reported favorably, October 15, and placed on the general order	34
considered in committee of the whole, October 16, and placed on the order of third reading of bills	35
read third time, October 15, passed, given immediate effect and transmitted	36
returned, October 17, and referred to the secretary for printing and presentation to the governor	53
approved, October 24, 1907, (Enrolled No. 1)	91
8. A bill to amend sections 4, 5, 6, 8, 9, 10, 13 and 14 of act No. 282 of the public acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a state board of assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act.":	
Introduced by Mr. Wetmore, October 10, ordered printed and referred to the committee on railroads	28
9. A bill to define, and to regulate the treatment and control of, dependent, neglected and delinquent children; to prescribe the jurisdiction of the probate courts and the powers, duties and compensation of the probate judges with regard thereto; to provide for the appointment of county agents and probation officers and to prescribe their powers, duties and compensation:	

- introduced by Mr. Cropsey, October 10, ordered printed and referred to the committee on judiciary 28
10. A bill to amend sections 1 and 12 of act No. 326 of the local acts of 1903, entitled "An act to provide for the nominations of candidates for election by popular vote and relating to primary elections in Kent county," as amended:
 introduced by Mr. Fyfe, October 15, and referred to the committee on elections 34
 reported favorably, October 16, rules suspended, not passed..... 37
 reconsidered, October 18, and not passed..... 58
11. A bill to amend the title and sections 4, 5, 6, 8, 9, 10, 13, 14 and 18 of act No. 282 of the public acts of 1905, entitled "An act to provide for the assessment of the property of railroad companies, union station and depot companies, sleeping car companies, express companies, car loaning companies, stock car companies, refrigerator car companies, and fast freight line companies, and for the levy of taxes thereon by a state board of assessors, and for the collection of such taxes, and to repeal all acts or parts of acts contravening any of the provisions of this act":
 introduced by Mr. Kinnane, October 16, and referred to the committee on taxation 38
 reported favorably, October 17, motion made to suspend rules and place bill on its immediate passage but, pending debate, a special order was announced and the bill was placed on the order of unfinished business 43
 taken up, October 17, rules suspended and passed..... 54
12. A bill to amend sections 3, 6, 10 and 11 of an act, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any regular or special election held in the state of Michigan, by means of voting machines; to provide for the purchase of same and to repeal all acts or parts of acts inconsistent herewith," being act No. 287 of the public acts of 1907:
 introduced by Mr. Edinborough, October 16, and referred to the committee on elections 38
13. Joint resolution authorizing the auditor general to transfer the fund for "remodeling old farm house into hospital for contagious diseases" to the credit of the State Industrial Home for Girls, to the regular "hospital" fund for the purpose of erecting a screened porch for the use of tuberculous patients:
 introduced by Mr. Kline, October 17, and referred to the committee on Industrial Home for Girls..... 53
 reported favorably, October 18, rules suspended, passed, given immediate effect and returned 60
 returned, October 18, and referred to the secretary for printing and presentation to the governor..... 79
 approved, October 24, 1907, (Enrolled No. 3)..... 92
14. Joint resolution authorizing the board of trustees of the Upper Peninsula Hospital for Insane at Newberry to purchase one hundred twenty acres of land adjacent to the north line of the property owned by said institution:
 introduced by Mr. Fuller, October 17, rules suspended, passed, given immediate effect and transmitted 53
 returned, October 18, and referred to the secretary for printing and presentation to the governor..... 66
 approved, October 24, 1907, (Enrolled No. 2)..... 92
15. A bill to amend act 206 of the public acts of 1901, entitled "An act to prescribe the terms and conditions on which foreign corporations may be admitted to do business in Michigan," as amended by act No. 310 of the public acts of 1907, by amending section 5 and adding one new section to be known as section 10:
 introduced by Mr. Carton, October 18, and referred to the committee on taxation 61
 reported favorably, October 18, rules suspended, passed, given immediate effect and returned 62
 returned, October 18, and referred to the secretary for printing and presentation to the governor 79
 approved, October 24, 1907, (Enrolled No. 4)..... 92

PART IV.

HISTORY OF BILLS AND JOINT RESOLUTIONS RECEIVED FROM THE HOUSE.

(The references are to page numbers.)

1. A bill relative to the nomination of party candidates for public office, and delegates to political conventions; to regulate and protect primary elections, and to prescribe penalties for violations of the provisions hereof, and to repeal act No. 181 of the public acts of 1905:
 - received, October 18, and referred to the committee on elections.. 65
 - reported favorably, October 18, and placed on the general order.... 68
 - considered in committee of the whole, October 18, and placed on the order of third reading of bills..... 73
 - read third time, October 18, and not passed..... 74
 - reconsidered, October 18, and re-referred to the committee on elections 75
3. A bill making appropriations for the Central Michigan Normal School for current expenses for the fiscal years ending June 30, 1908, and June 30, 1909, and for building and special purposes for said institution for the fiscal year ending June 30, 1909, and to provide a tax to meet the same:
 - received, October 9, rules suspended and referred to the committee on finance and appropriations 19
 - reported favorably, October 9, rules suspended, passed, given immediate effect and returned 22
6. A bill to regulate the issue of stocks, bonds, notes and other evidences of indebtedness by general railroad, interurban railroad, street railway, or other common carrier corporations, and to provide a penalty for violation of this act:
 - file No. 9.
 - received, October 18, and referred to the committee on railroads.. 71
7. A bill to define and to regulate the treatment and control of dependent, neglected and delinquent children; to prescribe the jurisdiction of the probate courts and the powers, duties and compensation of the probate judges with regard thereto; to provide for the appointment of county agents and probation officers and to prescribe their powers, duties and compensation:
 - file No. 6.
 - received, October 17, and referred to the committee on judiciary.. 52
 - reported amended, October 18, rules suspended, passed, given immediate effect and returned 63
8. A bill to repeal section 25 and to amend sections 10, 27, 53 and 58 of act No. 204 of the public acts of 1901, as amended by act No. 111 of the public acts of 1905, entitled "An act to increase the efficiency of the military establishment of the state of Michigan, and to repeal all former acts or parts of acts inconsistent with the provisions of this act":
 - file No. 7.
 - received, October 17, and referred to the committee on military affairs 52
 - reported, October 18, and referred to the committee on finance and appropriations 61
 - reported favorably, October 18, rules suspended, passed, given immediate effect and returned 63
9. A bill to amend section 10 of act No. 287 of the public acts of 1907, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any regular or special election held in the state of Michigan, by means of voting machines; to provide for

- the purchase of same and to repeal all acts or parts of acts inconsistent herewith":
 file No. 8.
 received, October 18, rules suspended, amended, passed, title amended, given immediate effect and returned..... 70
13. A bill to annex all that territory situate in the village of Fairview, in the township of Grosse Pointe, in the county of Wayne, lying and being west of a line two hundred feet east of the Alter road, in said village of Fairview, and extending from the northerly limits of said village to lake St. Clair, to the city of Detroit, and make operative in said territory the charter of the city of Detroit and all statutes, laws and ordinances now or hereafter made applicable to and operative in said city, and to repeal act No. 501 of the local acts of 1903, entitled "An act to incorporate the village of Fairview, in the township of Grosse Pointe, Wayne county":
 received, October 17, and referred to the committee on cities and villages 51
 reported favorably, October 18, rules suspended, passed, given immediate effect and returned 59
14. A bill to provide for the disposition of certain taxes collected for county road purposes in the county of Wayne under the provisions of act No. 149 of the public acts of 1893, as amended:
 received, October 17, and referred to the committee on counties and townships 51
 reported favorably, October 18, rules suspended, passed, given immediate effect and returned 60
16. A bill to amend sections 1 and 12 of act No. 326 of the local acts of 1903, entitled "An act to provide for the nominations of candidates for election by popular vote and relating to primary elections in Kent county," as amended:
 received, October 18, rule 29 not suspended and bill tabled..... 65

PART V.

HISTORY OF ALL RESOLUTIONS INTRODUCED IN THE SENATE.

- Senate resolution No. 1:
 introduced by Mr. Moriarty.
 authorizing the president to appoint a committee to wait upon the governor.
 adopted October 7.
- Senate resolution No. 2:
 introduced by Mr. Cady.
 authorizing the president to appoint a committee to wait upon the House of Representatives.
 adopted October 7.
- Senate resolution No. 3:
 introduced by Mr. Peek.
 relative to appointment of Daniel Wilson as keeper of the cloak room.
 adopted October 7.
- Senate resolution No. 4:
 introduced by Mr. Keyes.
 authorizing the secretary of the Senate to draw orders for mileage according to the report of the committee at the regular session of 1907.
 adopted October 7.
- Senate resolution No. 5:
 introduced by Mr. Smith.
 relative to appointment of Ira J. Bradner as committee clerk and assistant mailing clerk.
 adopted October 7.
- Senate resolution No. 6:
 introduced by Mr. MacKay.
 to provide for the time of commencement of sessions of the Senate.
 adopted October 7.

- Senate resolution No. 7:
introduced by Mr. Carton.
authorizing that Charles Rush be allowed same mileage as at opening of
regular session of 1907.
adopted October 8.
- Senate resolution No. 8:
introduced by Mr. Edinborough.
authorizing the appointment of Benjamin H. Landsberg as telephone mes-
senger.
adopted October 8.
- Senate resolution No. 9:
introduced by Mr. Smith.
summoning Grace McArron, proofreader for special session.
adopted October 9.
- Senate resolution No. 10:
introduced by Mr. Kane.
providing that Charles Rush be appointed messenger for the special session.
adopted October 10.
- Senate resolution No. 11:
introduced by Mr. Fyfe.
providing time limit when all primary bills shall be introduced.
tabled October 10.
- Senate resolution No. 12:
relative to the death of Mrs. Rufus B. Pettit.
adopted October 15.
- Senate resolution No. 13 (concurrent):
introduced by Mr. Cady.
relative to final adjournment.
adopted October 18.
returned October 18, concurred in.
- Senate resolution No. 14:
introduced by Mr. Tuttle.
relative to the compilation and publication of the journal of the special
session and also providing for the making of indexes.
adopted October 18.
- Senate resolution No. 15:
introduced by Mr. MacKay.
providing for special deputies to assist the sergeant-at-arms in securing
absentees.
adopted October 18.
- Senate resolution No. 16:
introduced by Mr. MacKay.
condemning governor for certain message.
adopted October 18.
- Senate resolution No. 17:
introduced by Mr. Carton.
allowing \$5 to deputies who assisted sergeant-at-arms.
adopted October 18.
- Senate resolution No. 18:
introduced by Mr. Carton.
allowing \$5 to each deputy who assisted sergeant-at-arms.
adopted October 18.

PART VI.

SENATE JOURNAL—GENERAL INDEX.

(The references are to page numbers.)

A.

Accounts allowed to:

American Express Co.	64
Campbell, C. A.	64
Citizens' Telephone Co.	64
Chilson, E. V.	64
Crotty Bros.	64
Michigan Telephone Co.	64
Remington Typewriter Co.	64
Ripley & Gray	64
Robinson Drug Co.	64
Saunders, Etta	64
Stahl, Jacob & Son	64
Tooker, Ed. S.	64
Troy Laundry	64
United States Express Co.	64
Western Union Telegraph Co.	64

Allen, Thomas J.:

absent without leave	1
bills introduced by	19

Appeals:

from decisions of chair	43, 47
-------------------------------	--------

B.

Bates, Erastus N.:

absent without leave	1
----------------------------	---

Bland, J. Edward:

bills introduced by	19, 27, 28
---------------------------	------------

C.

Cady, B. D.:

resolutions offered by	3-66
------------------------------	------

Carton, A. C.:

absent without leave	15
bills introduced by	61
resolutions offered by	10, 89

Clapperton, George:

appointment of, received, as member of Board of Corrections and Charities for the unexpired portion of the term ending Dec. 31, 1908	15
confirmed	93

Corrections and Charities, Board of:

appointment of Clapperton, George, as member of, received	15
confirmed	93

Cropsey, Jesse R.:

absent without leave	1, 9, 33, 38
bills introduced by	28

D.

Dickinson, George W.:

appointment of, as member of the Michigan Railroad Commission, received	15
confirmed	93

E.

Edinborough, F. L.:	
bills introduced by	7, 38
resolutions offered by	10
Ely, T. A.:	
bills introduced by	28

F.

Fairbanks, Earl:	
absent without leave	1, 23, 31
Fuller, O. B.:	
chairman, committee of the whole	17
bills introduced by	53
Fyfe, Andrew:	
chairman, committee of the whole	11
bills introduced by	7, 34
resolutions offered by	27

G.

Glasgow, Cassius L.:	
appointment of, as member of the Michigan Railroad Commission, received	15
confirmed	16
Gray, Frank R.:	
appointment of, as member of the Board of Trustees of State Sana- torium, received	15
confirmed	93

J.

Jenks, Bela W.:	
absent without leave	38
Johnson, Collins H.:	
appointment of, as member of Board of Trustees of State Sana- torium, received	15
confirmed	93

K.

Kane, Harry J.:	
resolutions offered by	26, 33
Keyes, K. D.:	
resolutions offered by	3
Kinnane, James H.:	
absent without leave	1
bills introduced by	38
Kline, Fred B.:	
absent without leave	1, 23
bills introduced by	53

L.

LeGear, Rev. James T.:	
religious exercises conducted by	1
Lugers, Luke:	
absent without leave	23, 31

M.

MacKay, J. D. M.:	
resolutions offered by	7, 86, 88
McKay, William:	
absent without leave	1, 9, 23, 31, 33, 38

